

EXHIBIT 50

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| <p>1 UNITED STATES DISTRICT COURT 2 NORTHERN DISTRICT OF ILLINOIS 3 EASTERN DIVISION</p> <p>4 XAVIER WALKER, 5 Plaintiff, 6 vs. 7 CITY OF CHICAGO, STANLEY SANDERS, 8 MICHAEL PIETRYLA, DAVID WRIGHT, 9 BRIAN HOLY, JOHN CRUZ, DONALD 10 WOLVERTON, JOHN RIORDAN, ROBERT 11 BARTIK, ANTHONY BRZENIAK, THOMAS 12 MAHONEY, and COOK COUNTY, 13 Defendant.</p> <p>14 The Discovery Deposition via Zoom 15 Electronic Telephone/Video Conferencing of 16 JOHN RIORDAN, 17 taken before ADRIENNE M. LIGHTFOOT, Certified Shorthand 18 Reporter and Notary Public, taken pursuant to the 19 provisions of the Federal Rules of Civil Procedure and 20 the Rules of the Supreme Court thereof, pertaining to 21 the taking of depositions for the purpose of discovery 22 held on the 16th day of December 2021, at the hour of 23 10:00 a.m. pursuant to notice. 24 Adrienne M. Lightfoot, CSR Illinois License [REDACTED]</p> <p>No. 20 Cv 7209 Judge guzman Magistrate Judge Fuentes</p> | <p>1 APPEARANCES</p> <p>2 REPRESENTING THE PLAINTIFF, 3 XAVIER WALKER:</p> <p>4 SAMUELS & ASSOCIATES 5 Attorneys At Law 6 53 West Jackson Boulevard. 7 Suite 831 8 Chicago, Illinois 60604 9 (872)588-8726 10 By: Jeanette S. Samuels, Esq.</p> <p>11 REPRESENTING THE DEFENDANT, 12 CITY OF CHICAGO:</p> <p>13 NATHAN & KAMIONSKI 14 Special Assistant Corporation Counsel 15 33 West Monroe Street 16 Suite 1830 17 Chicago, Illinois 60603 18 (312)612-1079 19 By: Breana Brill, Esq. 20 Natalie Adeeyo, Esq.</p> <p>21 REPRESENTING THE DEFENDANTS, 22 INDIVIDUAL POLICE OFFICERS:</p> <p>23 BORKAN & SCAHILL, LTD. 24 Attorneys At Law 20 South Clark Street Suite 1700 Chicago, Illinois 60603 (312)580-1030 By: Graham P. Miller, Esq. Krista Stalf, Esq.</p> |
| <p>1 APPEARANCES (CONT'D.)</p> <p>2 REPRESENTING THE DEFENDANTS, 3 BRZENIAK and MAHONEY:</p> <p>4 TRIBLER ORPETT & MEYER, P.C. 5 Attorneys At Law 6 225 West Washington Street 7 Suite 2550 8 Chicago, Illinois 60606 9 wbober@tribler.com 10 By: Bob Oberts, Esq.</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24 INDEX</p> | <p>1</p> <p>2 JOHN RIORDAN PAGE</p> <p>3 Examination by 5 4 Ms. Samuels</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10 EXHIBITS</p> <p>11 (No Exhibits Marked)</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> |

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| <p style="text-align: center;">5</p> <p>1 (Witness Sworn)</p> <p>2 JOHN RIORDAN,</p> <p>3 called as a witness herein, after having been first</p> <p>4 duly sworn, was examined and testified as follows:</p> <p>5 EXAMINATION</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Can you hear me all right, sir?</p> <p>8 A I can hear you. I can't see you, but it's</p> <p>9 fine.</p> <p>10 Q Okay. Can you please state and spell your</p> <p>11 name for the record?</p> <p>12 A Sure. It's John, J-o-h-n, Riordan,</p> <p>13 R-i-o-r-d-a-n.</p> <p>14 MS. SAMUELS: This is the deposition of John</p> <p>15 Riordan taken in the case of Walker versus City of</p> <p>16 Chicago, et al, Case No. 20 CV 7209.</p> <p>17 This deposition is taken pursuant to</p> <p>18 notice, by agreement of the parties and all applicable</p> <p>19 rules.</p> <p>20 BY MS. SAMUELS:</p> <p>21 Q Have you ever given a deposition before, sir?</p> <p>22 A I believe once.</p> <p>23 MS. STALF: Can I just interject for one</p> <p>24 second? Jeanette, could you please keep your camera</p> | <p style="text-align: center;">6</p> <p>1 feed on during the deposition. We are kind of at a</p> <p>2 disadvantage for Mr. Riordan to be able to interpret</p> <p>3 what you're saying, when relying only upon the audio.</p> <p>4 It would be helpful if he could see you</p> <p>5 as well when you're speaking.</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Mr. Riordan, are you unable to understand</p> <p>8 what I'm saying when I speak.</p> <p>9 A It would help to see your face.</p> <p>10 Q Sure. All right.</p> <p>11 A Thank you.</p> <p>12 Q When was the last time you gave a deposition?</p> <p>13 A I don't recall specifically. A number of</p> <p>14 years ago.</p> <p>15 Q All right. So, essentially, it's the same</p> <p>16 thing as testifying under oath. All your answers have</p> <p>17 to be verbal, swearing to tell the truth.</p> <p>18 If at any point you want to take a</p> <p>19 break, you can. And if any of my questions are</p> <p>20 unclear, ask me to rephrase them, otherwise, I'm going</p> <p>21 to assume you understood what I was talking about,</p> <p>22 okay?</p> <p>23 A I understand. Thank you.</p> <p>24 Q Okay. Did you prepare at all for your</p> |
| <p style="text-align: center;">7</p> <p>1 deposition today?</p> <p>2 A Somewhat, yes.</p> <p>3 Q Okay. And what did you do to prepare for</p> <p>4 your deposition?</p> <p>5 MS. STALF: I'm going to object to the</p> <p>6 question just to the extent that this question may</p> <p>7 elicit any attorney/client communication.</p> <p>8 That being said, to the extent that you</p> <p>9 can answer the question without eliciting such</p> <p>10 communications, you can answer, Mr. Riordan.</p> <p>11 THE WITNESS: I reviewed some reports and</p> <p>12 some prior testimony.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q Whose prior testimony did you review?</p> <p>15 A My prior testimony.</p> <p>16 Q And whose reports did you review?</p> <p>17 MS. STALF: Object to the form. Foundation.</p> <p>18 You can answer.</p> <p>19 THE WITNESS: The reports that involved</p> <p>20 myself.</p> <p>21 BY MS. SAMUELS:</p> <p>22 Q Did these reports have a title?</p> <p>23 A Yes, ma'am. Supplementary reports from the</p> <p>24 Chicago Police Department.</p> | <p style="text-align: center;">8</p> <p>1 MS. ADEEYO: My apologies. I don't mean to</p> <p>2 interrupt, but another attorney, Breana Brill is</p> <p>3 attempting to join this deposition. It's my</p> <p>4 understanding she's in the waiting room.</p> <p>5 So can she please be let in? Thank you.</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Did you review any general progress reports?</p> <p>8 A I believe some, yes.</p> <p>9 (WHEREUPON, Ms. Breana Brill enters</p> <p>10 the conference room.)</p> <p>11 BY MS. SAMUELS:</p> <p>12 Q Are there any other records you recall</p> <p>13 reviewing?</p> <p>14 A I'm sorry, I didn't understand.</p> <p>15 Q Are there any other records you recall</p> <p>16 reviewing?</p> <p>17 A No.</p> <p>18 Q Did you review any videos?</p> <p>19 A No.</p> <p>20 Q Besides with your attorneys, when is the last</p> <p>21 time you discussed this case?</p> <p>22 A I can't recall. It's years ago.</p> <p>23 Q So in the last two or three years, besides</p> <p>24 with your attorneys, have you discussed this case with</p> |

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| <p style="text-align: right;">9</p> <p>1 anyone?</p> <p>2 A No, ma'am.</p> <p>3 Q Did you ever learn that Xavier Walker had</p> <p>4 filed a post-conviction and/or was challenging his</p> <p>5 conviction?</p> <p>6 MS. STALF: Object to the question, to the</p> <p>7 extent it may seek information protected by the</p> <p>8 attorney/client privilege.</p> <p>9 With that being said, you can answer</p> <p>10 this question to the extent that you can without</p> <p>11 divulging such communication, Mr. Riordan.</p> <p>12 THE WITNESS: I was not aware.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q And is it fair to say that --</p> <p>15 Is it fair to say that since this case</p> <p>16 concluded in the early 2000s with the conviction of</p> <p>17 Mr. Walker that the next time it came up for you was</p> <p>18 this litigation?</p> <p>19 A I wasn't -- okay -- it would be fair to say</p> <p>20 maybe even a little before the conviction. I don't --</p> <p>21 I don't recall specifically the time that Mr. Walker --</p> <p>22 the timeframe Mr. Walker was convicted.</p> <p>23 Q When I say Xavier Walker, do you know who I'm</p> <p>24 referring to?</p> | <p style="text-align: right;">10</p> <p>1 A Yes.</p> <p>2 Q Okay. And when I say Jovanie Long, do you</p> <p>3 know who I'm referring to?</p> <p>4 A Yes.</p> <p>5 Q What about Maurice Wright?</p> <p>6 MS. STALF: Object to form.</p> <p>7 THE WITNESS: I don't recall specifically,</p> <p>8 but his -- I believe his name is in the reports.</p> <p>9 BY MS. SAMUELS:</p> <p>10 Q But besides reading his name in the reports,</p> <p>11 you don't have any knowledge of Maurice Wright; is that</p> <p>12 fair to say?</p> <p>13 MS. STALF: Objection. Form. Foundation.</p> <p>14 You can answer the question.</p> <p>15 THE WITNESS: Yes.</p> <p>16 MS. STALF: Just so you know, you can answer</p> <p>17 the question even if I object unless I instruct you not</p> <p>18 to, okay?</p> <p>19 THE WITNESS: Okay.</p> <p>20 BY MS. SAMUELS:</p> <p>21 Q If I say Antwoine Waddy, do you know who I'm</p> <p>22 referring to?</p> <p>23 A I'm sorry. Antwoine; I didn't catch the last</p> <p>24 name.</p> |
| <p style="text-align: right;">11</p> <p>1 Q Waddy?</p> <p>2 A I have no recollection of Antwoine Waddy.</p> <p>3 Q Prior to the -- your investigation into this</p> <p>4 murder -- when I say Merak Majdak, do you know who I'm</p> <p>5 talking about?</p> <p>6 A Yes.</p> <p>7 Q And you said you know who I'm talking about</p> <p>8 when I said that?</p> <p>9 A Yes.</p> <p>10 Q Okay. So prior to your investigation -- your</p> <p>11 role in helping to investigate the murder of Merak</p> <p>12 Majdak, had you had any interactions with Xavier</p> <p>13 Walker?</p> <p>14 MS. STALF: Objection. Form. Foundation.</p> <p>15 MS. ADEEYO: Join.</p> <p>16 THE WITNESS: No, Counsel.</p> <p>17 BY MS. SAMUELS:</p> <p>18 Q Okay. Prior to your role in helping to</p> <p>19 investigation the murder of Merak Majdak, had you had</p> <p>20 any interactions with Jovanie Long?</p> <p>21 MS. STALF: Objection. Form. Foundation.</p> <p>22 MS. ADEEYO: Join.</p> <p>23 THE WITNESS: No.</p> <p>24</p> | <p style="text-align: right;">12</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q So is it fair to say the first time you came</p> <p>3 to learn anything about Xavier Long -- excuse me.</p> <p>4 The first time you came to learn</p> <p>5 anything about Xavier Walker or Jovanie Long was during</p> <p>6 the course of your investigation into the murder of</p> <p>7 Merak Majdak?</p> <p>8 MS. STALF: Objection. Form. Foundation.</p> <p>9 MS. ADEEYO: Join.</p> <p>10 THE WITNESS: Yes.</p> <p>11 BY MS. SAMUELS:</p> <p>12 Q What was your date of appointment?</p> <p>13 MS. STALF: Objection. Form.</p> <p>14 THE WITNESS: Eight, September, 1986.</p> <p>15 BY MS. SAMUELS:</p> <p>16 Q Where were you originally assigned?</p> <p>17 A My very first assignment?</p> <p>18 Q Yes, sir.</p> <p>19 A The 23rd District.</p> <p>20 Q And, roughly, what area does that cover or</p> <p>21 did that cover at the time?</p> <p>22 A At the time, I believe it -- boundaries were</p> <p>23 Clark to Fullerton to Lawrence to the lake.</p> <p>24 Q And how long did you remain at the 23rd</p> |

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| <p style="text-align: right;">13</p> <p>1 District?</p> <p>2 A I would estimate for training and maybe a</p> <p>3 month or two afterwards, so less than six months.</p> <p>4 Q And where was your next assignment after</p> <p>5 that?</p> <p>6 A The 24th District.</p> <p>7 Q And where does -- at that time, where was the</p> <p>8 24th District, approximately?</p> <p>9 A You want the boundaries?</p> <p>10 Q Yes, sir.</p> <p>11 A Okay. Basically, 6000 North to the City</p> <p>12 limits North, the border of the Evanston, from the</p> <p>13 Chicago River to the Lake Front.</p> <p>14 Q All right. And how long do you stay with the</p> <p>15 24th District?</p> <p>16 A You have to give me a second.</p> <p>17 To the best I can recall, late 1994 to</p> <p>18 late 1995.</p> <p>19 Q All right. So approximately '87 to '95?</p> <p>20 A Something close to that, yes.</p> <p>21 Q And during that time, were you a Patrol</p> <p>22 Officer?</p> <p>23 A Yes.</p> <p>24 Q All right. Did you ever have any other</p> | <p style="text-align: right;">14</p> <p>1 assignments -- or did you have any other assignments</p> <p>2 other than Patrol Officer while you were with the 24th</p> <p>3 District?</p> <p>4 A No. My rank was Patrolman.</p> <p>5 Q Were you ever assigned to any specialized</p> <p>6 units?</p> <p>7 A I was on the Tack Team for a short time.</p> <p>8 Q What's the Tack Team do?</p> <p>9 MS. STALF: Objection. Form. Foundation.</p> <p>10 MS. ADEEYO: Join.</p> <p>11 THE WITNESS: Basically, work on chronic</p> <p>12 crime problems in the district. At that time, we got</p> <p>13 detailed out a lot across the city for events, such as</p> <p>14 like Taste of Chicago and things like that.</p> <p>15 BY MS. SAMUELS:</p> <p>16 Q Did you receive any specialized training to</p> <p>17 join the Tack Unit?</p> <p>18 A No.</p> <p>19 Q Do you remember who your Sergeant was?</p> <p>20 MS. STALF: Objection. Form. Foundation.</p> <p>21 THE WITNESS: I don't recall. I -- give me</p> <p>22 a -- I -- I have -- one of them was being Daniel</p> <p>23 Betlof, and I had another one but I don't recall his</p> <p>24 name.</p> |
| <p style="text-align: right;">15</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q Besides the Tack Unit, were there any</p> <p>3 specialized teams you worked on while you are in the</p> <p>4 24th District?</p> <p>5 A I worked on a burglary car.</p> <p>6 Q Can you explain what that is, briefly?</p> <p>7 A Basically we investigated residential</p> <p>8 burglaries and thefts in the 24th District.</p> <p>9 Q Did you receive any specialized training to</p> <p>10 work the burglary car?</p> <p>11 A No.</p> <p>12 MS. STALF: Objection. Form.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q And so around '94, '95, you leave the 24th</p> <p>15 District, correct?</p> <p>16 A Correct.</p> <p>17 Q Where is your next area of assignment?</p> <p>18 A Special Operations.</p> <p>19 Q What does a Special Operations Unit do?</p> <p>20 MS. STALF: Objection. Form. Foundation.</p> <p>21 THE WITNESS: We are deployed citywide to</p> <p>22 deal with spikes in crime. I would guess that's what</p> <p>23 you would call it. We had deployment.</p> <p>24 BY MS. SAMUELS:</p> | <p style="text-align: right;">16</p> <p>1 Q And how -- how many units were in Special</p> <p>2 Operations?</p> <p>3 MS. STALF: Objection. Form. Foundation.</p> <p>4 MS. ADEEYO: Join.</p> <p>5 THE WITNESS: I'm not sure what you are</p> <p>6 asking.</p> <p>7 BY MS. SAMUELS:</p> <p>8 Q Sure. Was it just like one big division?</p> <p>9 MS. STALF: Objection.</p> <p>10 MS. ADEEYO: Join.</p> <p>11 THE WITNESS: It was one unit inside Special</p> <p>12 Operations at the time was what they called HBT, which</p> <p>13 is now the SWAT team.</p> <p>14 BY MS. SAMUELS:</p> <p>15 Q Is that what you were on?</p> <p>16 A No. I never went on SWAT.</p> <p>17 Q Okay. So my understanding is that Tack Teams</p> <p>18 generally have, like, six to eight members; is that</p> <p>19 like -- does that sound about right?</p> <p>20 MS. STALF: Objection. Form. Foundation.</p> <p>21 MS. ADEEYO: Join.</p> <p>22 THE WITNESS: It varies. I would say it</p> <p>23 would be fair to say -- it's supposed to have eight to</p> <p>24 ten members. I don't know. Currently, or -- I should</p> |

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| <p style="text-align: right;">17</p> <p>1 say just previous to my retirement, some teams ran with</p> <p>2 six. But I believe it's eight.</p> <p>3 And then a number of Tack Teams in the</p> <p>4 district also fluctuate, so it's any -- I mean, it's --</p> <p>5 is that good enough, or --</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Yeah. So was Special Operations separated</p> <p>8 into teams?</p> <p>9 A Yeah, it was a team environment.</p> <p>10 Q Do you recall how many teams there were?</p> <p>11 MS. STALF: Objection. Form. Foundation.</p> <p>12 MS. ADEEYO: Join.</p> <p>13 THE WITNESS: No, I don't.</p> <p>14 BY MS. SAMUELS:</p> <p>15 Q What team were you on?</p> <p>16 A I was on a rotating team. I worked days and</p> <p>17 nights. And then for a while I was on a straight day</p> <p>18 team.</p> <p>19 Q When you say you were on a rotating team,</p> <p>20 does that mean the members changed, or does that mean</p> <p>21 the time that you worked changed?</p> <p>22 MS. STALF: Objection. Form. Foundation.</p> <p>23 THE WITNESS: Maybe -- well, hours definitely</p> <p>24 changed. It's what rotation refers to. I believe some</p> | <p style="text-align: right;">18</p> <p>1 of the teams work straight shifts, so the members would</p> <p>2 change also.</p> <p>3 So I -- that's probably the best I can</p> <p>4 answer it. I don't --</p> <p>5 BY MS. SAMUELS:</p> <p>6 Q Who were the other members of your team?</p> <p>7 A At which times? They changed. I don't</p> <p>8 recall specifically all of the members that I worked</p> <p>9 with while I was there.</p> <p>10 Q Who can you recall?</p> <p>11 A Pat O'Malley, Anna Gall, Rodney Omochoy, Mike</p> <p>12 Cunas, Sal Perez, Eddy Mirras. I can't -- I mean --</p> <p>13 and then -- that would change all the time.</p> <p>14 Q Gotcha. Did you have a Sergeant who you</p> <p>15 generally reported to while you worked in special</p> <p>16 operations?</p> <p>17 A I had several.</p> <p>18 Q Who can you recall?</p> <p>19 A Well, one just passed away, Pat Gordon.</p> <p>20 Q I'm sorry for your loss.</p> <p>21 A And John Locknene. I mean, there were a</p> <p>22 couple others. I'm trying to think -- Wagner. I can't</p> <p>23 remember his first name. I think it might be Bill.</p> <p>24 Q And you said when you are on Special Ops, you</p> |
| <p style="text-align: right;">19</p> <p>1 work throughout the city.</p> <p>2 A We would be deployed to different areas of</p> <p>3 the City, correct.</p> <p>4 Q Did you have to receive any special training</p> <p>5 to joint Special Ops?</p> <p>6 A No.</p> <p>7 Q How long were you with Special Ops?</p> <p>8 A So I could say in general, I believe like,</p> <p>9 '95 to '98.</p> <p>10 Q And then why did you leave Special Ops?</p> <p>11 A I was promoted.</p> <p>12 Q To what?</p> <p>13 A Gang Specialist.</p> <p>14 Q All right. And was that with a specific</p> <p>15 area?</p> <p>16 A I'm sorry, could you repeat that?</p> <p>17 Q I said was that with a specific area.</p> <p>18 MS. STALF: Objection. Form. Foundation.</p> <p>19 THE WITNESS: I'm sorry. I don't understand</p> <p>20 what you are asking me. Was -- Gang Specialist is a</p> <p>21 rank.</p> <p>22 BY MS. SAMUELS:</p> <p>23 Q And what -- I guess, so -- let me try to</p> <p>24 preface where I'm coming from and see if you can pick</p> | <p style="text-align: right;">20</p> <p>1 up where I'm coming from.</p> <p>2 And so we were sort of going through</p> <p>3 your areas of assignment, right. And so you started</p> <p>4 at, I believe, 23rd and went to 24th, then you went to</p> <p>5 Special Ops.</p> <p>6 And so I understand that you've been</p> <p>7 promoted to Gang Specialist. And so is that City wide,</p> <p>8 or is that, like, Gang Specialist for the 15th District</p> <p>9 or -- do you get what I'm trying to say?</p> <p>10 A It's actually -- Counsel, it's a rank. It's</p> <p>11 equivalent -- at the time it was equivalent to</p> <p>12 Detective and Youth Officer. And it was a City wide</p> <p>13 unit, also.</p> <p>14 Q Oh.</p> <p>15 A I took a test and was promoted to Gang</p> <p>16 Specialist. It was called the D2A test at the time.</p> <p>17 Q And what were your responsibilities as a Gang</p> <p>18 Specialist?</p> <p>19 A Basically, to investigate gang-related</p> <p>20 narcotic sales, the hierarchy of the structure, do some</p> <p>21 narcotic conspiracy cases at the street level.</p> <p>22 And I wasn't fortunate, but some members</p> <p>23 of Gangs would work with Federal agencies.</p> <p>24 Q And was there a particular -- excuse me --</p> |

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| <p style="text-align: right;">21</p> <p>1 was there a particular building that you worked out of</p> <p>2 as a Gang Specialist?</p> <p>3 A Yes, Counsel. Homan Square.</p> <p>4 Q What district is Homan Square in?</p> <p>5 A The 11th District. It's on the south end of</p> <p>6 the 11th District.</p> <p>7 Q Okay. And how long did you work as a Gang</p> <p>8 Specialist?</p> <p>9 A Well, how long did I work in Gang</p> <p>10 Investigations, or how long was I Gang Specialists</p> <p>11 total?</p> <p>12 Q Which one is shorter?</p> <p>13 A I was a Gang Specialist for about, roughly,</p> <p>14 five years.</p> <p>15 Q Okay. And how long did you work Gang</p> <p>16 Investigation?</p> <p>17 A As best I can remember, probably a year and a</p> <p>18 couple of months -- a little more than a year,</p> <p>19 somewhere in that timeframe.</p> <p>20 Q All right. So, roughly, from '95 to '96ish,</p> <p>21 '97?</p> <p>22 A No, ma'am. Like '99 to some time in 2000,</p> <p>23 like, May or something like that.</p> <p>24 Q Okay. That's when you were in Gang</p> | <p style="text-align: right;">22</p> <p>1 Investigations, correct?</p> <p>2 A Correct.</p> <p>3 Q And when you were in Gang Investigations, was</p> <p>4 that still out of Homan Square?</p> <p>5 A Yes.</p> <p>6 Q Okay. Then after Gang Investigations, then</p> <p>7 where did you go?</p> <p>8 A I was assigned to Area 4.</p> <p>9 Q And is this still as a Gang Specialists, or</p> <p>10 did you have a different title?</p> <p>11 A It's still as a Gang Specialist, but</p> <p>12 basically, I -- I can't tell you exactly how many</p> <p>13 members, but several ones were sent to the area,</p> <p>14 Detective Division, to work with Detectives.</p> <p>15 So they kind of -- they didn't disband</p> <p>16 Gangs, but they combined it with Narcotics. And I can</p> <p>17 even -- I can maybe guess at a percentage.</p> <p>18 But, like, the majority of us were sent</p> <p>19 to area Detective Division units across the City.</p> <p>20 Q Okay. And what geography does Area 4 cover,</p> <p>21 roughly?</p> <p>22 A So it covered the 11th District -- it's</p> <p>23 located above the 11th District -- tenth District, the</p> <p>24 13th District, which I don't think it exist anymore --</p> |
| <p style="text-align: right;">23</p> <p>1 I know it doesn't exist anymore, the 12th District.</p> <p>2 And I can't recall specifically, but I</p> <p>3 know at one time it covered the 1st District. I don't</p> <p>4 know. And then we -- so I don't know exactly when the</p> <p>5 1st District was -- so let me go over it again.</p> <p>6 Ten, 11, 12 and 13. And at one point,</p> <p>7 the 1st District, which is downtown, also.</p> <p>8 Q I gotcha. And so my understanding is,</p> <p>9 essentially, you are doing the same role as Gang</p> <p>10 Investigation, but you are just partnered up with</p> <p>11 Detectives?</p> <p>12 MS. STALF: Objection. Form. Foundation.</p> <p>13 THE WITNESS: No. Actually, we were doing</p> <p>14 the role of Detectives, and we were Gang Specialists.</p> <p>15 BY MS. SAMUELS:</p> <p>16 Q Okay.</p> <p>17 A So flip-flop, they put us into the areas to,</p> <p>18 basically, do the duties that a Detective would do.</p> <p>19 Q Okay. And is that what you were doing at the</p> <p>20 time of this case?</p> <p>21 A Yes.</p> <p>22 Q Okay. And how were you working Area 4 for,</p> <p>23 sort of, as a Detective?</p> <p>24 MS. STALF: Objection. Form. Foundation.</p> | <p style="text-align: right;">24</p> <p>1 THE WITNESS: I don't recall specifically.</p> <p>2 Basically, I'm not sure if I got there in early --</p> <p>3 obviously, early June. But we were sent for additional</p> <p>4 training before we were assigned to the areas.</p> <p>5 And I believe that was, maybe in May or</p> <p>6 late April of, oh, what year is it, 2000?</p> <p>7 MS. SAMUELS: Yes, sir.</p> <p>8 THE WITNESS: So I would -- I can't recall</p> <p>9 specific dates, and I'm unable to figure out exactly.</p> <p>10 But, basically, we were assigned to the areas. They</p> <p>11 sent us for additional training, and then they put us</p> <p>12 in Detective Division.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q And how long did you remain in the Detective</p> <p>15 Division?</p> <p>16 A So from -- like, around mid 2000 to December</p> <p>17 of 2003.</p> <p>18 Q And you said you -- you received additional</p> <p>19 training?</p> <p>20 A Yes.</p> <p>21 Q And do you recall what that training was</p> <p>22 about, generally?</p> <p>23 A Basically, I recall -- what I do recall is</p> <p>24 some of it was evidence recovery, theft investigations,</p> |

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| <p style="text-align: right;">25</p> <p>1 interviews.</p> <p>2 General -- like, the same training that</p> <p>3 Detectives had had that Gang Specialists didn't, is the</p> <p>4 best way I could probably describe it.</p> <p>5 Q And then from -- after 2003 -- I think you</p> <p>6 said you were there until approximately December 2003,</p> <p>7 correct?</p> <p>8 A Correct.</p> <p>9 Q All right. Where do you go after that?</p> <p>10 A I was promoted.</p> <p>11 Q To?</p> <p>12 A To Sergeant.</p> <p>13 Q Congratulations. What area?</p> <p>14 A Thank you.</p> <p>15 Well, first, the Academy and then to the</p> <p>16 19th District.</p> <p>17 Q Generally speaking, what's the geography of</p> <p>18 the 19th District?</p> <p>19 A Give me a second. I know it. I believe it's</p> <p>20 Fullerton. So 2400 North, to 4800 north, from Clark</p> <p>21 Street west, to Chicago River.</p> <p>22 Q And what were your responsibilities as a</p> <p>23 Sergeant?</p> <p>24 A I was on midnights and Patrol.</p> | <p style="text-align: right;">26</p> <p>1 Q Okay. And so were you responsible for, like,</p> <p>2 overlooking paperwork to make sure it's accurate,</p> <p>3 making sure everybody -- just make sure the shift goes</p> <p>4 okay, I guess?</p> <p>5 MS. STALF: Objection. Form. Foundation.</p> <p>6 THE WITNESS: Do you kind of want me to</p> <p>7 define, like, what a Patrol Sergeant does?</p> <p>8 You know, you're a front-line</p> <p>9 supervisor. So, yes, I would review and approve</p> <p>10 reports. I would respond to calls. There are some</p> <p>11 calls that you know -- that you are required to respond</p> <p>12 to, by you know, rules, like domestics, if you are</p> <p>13 available. And I'm responsible for -- bless you.</p> <p>14 BY MS. SAMUELS:</p> <p>15 Q I'm sorry. Go ahead.</p> <p>16 A And I'm responsible for check off, make sure</p> <p>17 everybody would come in at the end of the tour, that</p> <p>18 the reports were finished. And another duty was to</p> <p>19 make sure there were response to calls.</p> <p>20 So, basically, I mean -- for the most</p> <p>21 part, I was a Patrol Sergeant. I didn't work in the</p> <p>22 inside -- in the administrative Sergeant spot.</p> <p>23 Q Okay. And you did that -- I don't know.</p> <p>24 How long were you a Sergeant?</p> |
| <p style="text-align: right;">27</p> <p>1 A To -- so, basically, 2004 to October, 2010 --</p> <p>2 a little more than six years I'm guessing. I can</p> <p>3 figure out the math. In 2010, I was -- in October of</p> <p>4 2010 I was promoted to Lieutenant.</p> <p>5 Q In those six years, were they all with the</p> <p>6 19th District?</p> <p>7 A No. No, Counsel.</p> <p>8 Q Okay. How long were you with the 19th</p> <p>9 District as a Sergeant?</p> <p>10 A I went to the Targeted Response Unit. I</p> <p>11 can't -- maybe less than a year. You know, I can't</p> <p>12 give you specific -- I can tell you I was in 19 for</p> <p>13 maybe less than a year. And then I went to the</p> <p>14 Targeted Response Unit.</p> <p>15 Q And how long were you with the Targeted</p> <p>16 Response Unit?</p> <p>17 A So more like, give you -- 2004 -- give me a</p> <p>18 second, I'm sorry, Counsel.</p> <p>19 Q No problem.</p> <p>20 A I'm trying to give you the most accurate,</p> <p>21 so --</p> <p>22 MS. STALF: Just so you know, don't think out</p> <p>23 loud, because the court reporter will struggle to try</p> <p>24 to take that down, so --</p> | <p style="text-align: right;">28</p> <p>1 THE WITNESS: I believe I left there in 2008.</p> <p>2 So that make -- December -- 2003 --</p> <p>3 MS. STALF: You are doing it again.</p> <p>4 THE WITNESS: Under five years -- close to.</p> <p>5 Somewhere, four and a half years, somewhere close</p> <p>6 there.</p> <p>7 BY MS. SAMUELS:</p> <p>8 Q So, roughly, until 2008 some time?</p> <p>9 A Correct.</p> <p>10 Q Okay. And then after the Targeted Response</p> <p>11 Unit, where did you go?</p> <p>12 A To the 20th District.</p> <p>13 Q And how long were you with the 20th District?</p> <p>14 A From, I believe, summer of 2008 until October</p> <p>15 of 2010.</p> <p>16 Q And what is a Targeted Response Unit?</p> <p>17 A It was -- basically, we were sent to areas</p> <p>18 where there were spikes in crimes to backup the Patrol</p> <p>19 Division, just give them extra support.</p> <p>20 Q And then I believe in 2000 --</p> <p>21 A I'm sorry. We were sent to specific</p> <p>22 locations to help out districts.</p> <p>23 Q Okay. Was that in -- was that sort of like</p> <p>24 what you were doing for Special Ops?</p> |

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| <p style="text-align: right;">29</p> <p>1 A It's similar in that aspect and different in</p> <p>2 others.</p> <p>3 Q Okay. Can you explain how it was different?</p> <p>4 A Well, I don't believe we rotated. And we --</p> <p>5 our deployments were a little more confined. So I</p> <p>6 believe it was straight nights. That's like one of the</p> <p>7 differences.</p> <p>8 And then -- for them, you know, a lot of</p> <p>9 the same functions. It was more data driven where they</p> <p>10 would deploy us.</p> <p>11 Q Okay. And then in 2010 you're promoted to</p> <p>12 Lieutenant.</p> <p>13 A Correct.</p> <p>14 Q And where -- what area were you the</p> <p>15 Lieutenant over?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: The 19th District. I went back</p> <p>18 to the 19th District.</p> <p>19 BY MS. SAMUELS:</p> <p>20 Q Okay. And how long were you a Lieutenant in</p> <p>21 the 19th District?</p> <p>22 A It's kind of a complicated question.</p> <p>23 Q All right.</p> <p>24 A If you want me to -- I was in the 19th</p> | <p style="text-align: right;">30</p> <p>1 District. I'd have to estimate for -- oh, several</p> <p>2 months -- maybe close to a year. And then they started</p> <p>3 merging districts.</p> <p>4 So the 23rd District, which parallels</p> <p>5 northern and southern borders of the 19th District,</p> <p>6 they combined those two districts. And when they did</p> <p>7 that, I was sent to the 8th District. That's where I</p> <p>8 was -- I was sent there.</p> <p>9 And I was in the 8th District for close</p> <p>10 to a year. And then I was able to go back to the 19th</p> <p>11 District after somebody had retired or something. I</p> <p>12 don't recall specifically, but I was able to go back</p> <p>13 there.</p> <p>14 And I ended up staying in 19th until --</p> <p>15 I guessing around 2014.</p> <p>16 Does that help?</p> <p>17 Q Yes, that was perfect.</p> <p>18 Sorry. I'm trying my best not to cough</p> <p>19 in everybody's ears. I apologize.</p> <p>20 What -- sort of like how you explained</p> <p>21 what a Sergeant does, can you explain what a Lieutenant</p> <p>22 does?</p> <p>23 A Well, basically -- if -- I mean, just in</p> <p>24 general, you are responsible for all the stuff a</p> |
| <p style="text-align: right;">31</p> <p>1 Sergeant does, because you are a Supervisor now for</p> <p>2 Sergeants.</p> <p>3 And you are what they would call a -- at</p> <p>4 the time, I don't think they use the phrase anymore --</p> <p>5 a Watch Commander.</p> <p>6 So you would be, like -- the next line</p> <p>7 in supervision after a Sergeant. So you would actually</p> <p>8 go to role call and disseminate information. And you</p> <p>9 wouldn't be in charge of the Watch.</p> <p>10 At the time I was a Lieutenant, they had</p> <p>11 Captains on the Watch. So, basically, it would be a</p> <p>12 Captain. And you would be -- you would fill in for him</p> <p>13 on his days off, basically. You would assume his role.</p> <p>14 But you would go to role call. You</p> <p>15 would, you know, speak with the Commander. You</p> <p>16 would -- you know, analyze crime problems with the</p> <p>17 Command Staff at a district level.</p> <p>18 You would approve arrest reports, things</p> <p>19 such as you were in charge of, you would have to go</p> <p>20 into the lockup during your tour.</p> <p>21 And as a Watch Commander, you were</p> <p>22 responsible for the physical location of the police</p> <p>23 station also.</p> <p>24 Q Okay.</p> | <p style="text-align: right;">32</p> <p>1 A It's very general, pretty much what...</p> <p>2 Q Oh, and you did -- so your experience with</p> <p>3 the 19th District was essentially from 2010 to 2014</p> <p>4 with a break when you went to that 8th District,</p> <p>5 correct?</p> <p>6 A Correct.</p> <p>7 Q Then from 2014, where was your next</p> <p>8 assignment?</p> <p>9 A I -- I went to Gang Enforcement.</p> <p>10 Q And so were you the Lieutenant in charge of</p> <p>11 Gang Enforcement?</p> <p>12 A For Area North, correct.</p> <p>13 Q And what districts comprised of Area North at</p> <p>14 that time?</p> <p>15 A Yeah, because they just changed them</p> <p>16 recently. Fifteen -- every -- it's -- it's a bunch of</p> <p>17 districts. So it was basically a third of the City,</p> <p>18 15, 25, 16, 17, 19, 20, 24. I think I got all of them.</p> <p>19 Q And earlier you sort of described what your</p> <p>20 responsibilities were as Lieutenant sort of in -- for</p> <p>21 the 19th District. Was it generally the same for the</p> <p>22 Lieutenant for Area North Gang Enforcement?</p> <p>23 A Yes, much of it -- very much the same.</p> <p>24 Q I'm sorry. Was there anything particular</p> |

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| <p style="text-align: right;">33</p> <p>1 that stands out that was distinctly different as</p> <p>2 Lieutenant in charge of Area North Gang Enforcement?</p> <p>3 A That we occasionally would get deployed,</p> <p>4 which wouldn't happen in the district, not normally.</p> <p>5 You had an emergency, maybe a District would get</p> <p>6 deployed, but we would get deployed on occasion.</p> <p>7 Q And when you say deployed, I understand that</p> <p>8 to mean sort of provide backups to other areas?</p> <p>9 A Correct. And I mean -- to give an example,</p> <p>10 we would go to Puerto Rican Fest for the duration and</p> <p>11 do traffic control and crowd control and stuff like</p> <p>12 that. I mean --</p> <p>13 Yes, so we were supplementing the</p> <p>14 district when they had that festival. It's just -- you</p> <p>15 know, when you say example, we were out there.</p> <p>16 Q And how long were you with Area North Gang</p> <p>17 Enforcement?</p> <p>18 A Estimate, a little more than -- maybe two</p> <p>19 years -- two and a half years.</p> <p>20 Q So some time around 2016; would you say?</p> <p>21 2016, --</p> <p>22 A Yeah.</p> <p>23 Q 2017?</p> <p>24 A 2016.</p> | <p style="text-align: right;">34</p> <p>1 Q And what was your next assignment after that?</p> <p>2 A Oh, I was promoted to Captain. Or I should</p> <p>3 say appointed to Captain. And I was at the 20th</p> <p>4 District.</p> <p>5 Q What were your responsibilities as a Captain?</p> <p>6 A Basically, to support the Commander, so --</p> <p>7 and -- I worked the opposite hours of a District</p> <p>8 Commander. So, basically, to ensure that his policies</p> <p>9 were in effect -- to give more supervisions to the</p> <p>10 Watches.</p> <p>11 Q All right. When you are that high up, do you</p> <p>12 still have to look over paperwork?</p> <p>13 MS. STALF: Objection. Form. Foundation.</p> <p>14 MS. ADEEYO: Join.</p> <p>15 THE WITNESS: Could you repeat that? I'm</p> <p>16 sorry. Counsel, I caught some of it, not all of it.</p> <p>17 BY MS. SAMUELS:</p> <p>18 Q No, I said when you are that high of a rank,</p> <p>19 do you still have to look over paperwork?</p> <p>20 A In what aspect? I mean, there's reports I</p> <p>21 have to do.</p> <p>22 Q So I guess, like, the reports that patrolmen</p> <p>23 or, like -- I think you said, like, as Sergeant, you</p> <p>24 have to look over their reports, make sure they</p> |
| <p style="text-align: right;">35</p> <p>1 completed it.</p> <p>2 And as Lieutenant, made sure that the</p> <p>3 Sergeant was -- like their stuff was correct, I guess.</p> <p>4 Are you still doing that as a Captain, or is it more</p> <p>5 like --</p> <p>6 A It's a little bit --</p> <p>7 MS. STALF: Wait. Hold on. Objection.</p> <p>8 I don't think that Counsel is done</p> <p>9 asking her question, first of all.</p> <p>10 Were you finished, Jeanette?</p> <p>11 MS. SAMUELS: My vague hand gesture over here</p> <p>12 was like, was it more like higher level stuff.</p> <p>13 (Indication.)</p> <p>14 MS. STALF: My objection is form, foundation</p> <p>15 assumes facts not in evidence.</p> <p>16 Go ahead.</p> <p>17 MS. ADEEYO: Join.</p> <p>18 THE WITNESS: So I see, basically, every</p> <p>19 time -- kind of a rule of thumb -- every time you get</p> <p>20 promoted you have the duties you had before plus</p> <p>21 the -- plus new responsibility.</p> <p>22 So I would do reports. I wouldn't</p> <p>23 review individual reports, like a Sergeant. A Sergeant</p> <p>24 would review individual reports and approve them.</p> | <p style="text-align: right;">36</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q Uh-huh.</p> <p>3 A I did not do that, no.</p> <p>4 Q And then how long were you with the 20th</p> <p>5 District as a Captain?</p> <p>6 A About four years -- four or more.</p> <p>7 Q Did you retire from the 20th District as a</p> <p>8 Captain?</p> <p>9 A Yes.</p> <p>10 Q Do you have an independent recollection of</p> <p>11 your role in the investigation into the murder of Merak</p> <p>12 Majdak?</p> <p>13 A Do I have a -- can you repeat that one more</p> <p>14 time? I'm sorry.</p> <p>15 Q Yes. Do you have an independent recollection</p> <p>16 of your role into the murder of Merak Majdak -- of your</p> <p>17 role in the investigation into the murder of Merak</p> <p>18 Majdak?</p> <p>19 A I don't know what you're asking me. I mean,</p> <p>20 could you be more specific? I --</p> <p>21 Q Sure. So you understand that, essentially,</p> <p>22 Merak Majdak was murdered on May 13, 2000, correct?</p> <p>23 A Correct.</p> <p>24 Q Do you remember helping with that</p> |

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| <p style="text-align: right;">37</p> <p>1 investigation at all?</p> <p>2 A I mean, I recall some of it, yes.</p> <p>3 Q What do you recall doing to help with that</p> <p>4 investigation?</p> <p>5 A I was involved in the arrest of Jovanie Long.</p> <p>6 Q And what do you recall doing?</p> <p>7 MS. STALF: Objection. Form.</p> <p>8 THE WITNESS: I mean, could you be more</p> <p>9 specific?</p> <p>10 BY MS. SAMUELS:</p> <p>11 Q So just to sort of show -- tell you where my</p> <p>12 point of view is coming from as I'm asking these</p> <p>13 questions: I understand that there is, like, reams of</p> <p>14 paperwork about this, that may have helped you recall</p> <p>15 some things or that may tell you certain things</p> <p>16 happened on certain dates. Right.</p> <p>17 All I want to know is, are there some</p> <p>18 things that you are, like, I literally remember doing</p> <p>19 this, as opposed to seeing it on a piece of paper?</p> <p>20 Does that make sense?</p> <p>21 A Yes and no, because it's difficult --</p> <p>22 You know, as I sit here today it was 20</p> <p>23 something years ago. And I have reviewed some of my</p> <p>24 reports, so -- I mean, I was there when Jovanie came</p> | <p style="text-align: right;">38</p> <p>1 in. I mean, I interviewed him with another Detective.</p> <p>2 And he was charged with murder. I mean --</p> <p>3 Q And I guess -- so when you say, "I</p> <p>4 interviewed him with another Detective," do you</p> <p>5 remember, like, sitting in the room with him and</p> <p>6 interviewing him?</p> <p>7 A Vaguely, yes.</p> <p>8 Q Okay. All right. So granted, this is 20</p> <p>9 years ago, but there's some parts of that interview</p> <p>10 that you remember occurring; is that fair to say?</p> <p>11 A You know, it's just a vague general memory,</p> <p>12 yes.</p> <p>13 Q Okay. And is that sort of the same when you</p> <p>14 say you remember the arrest of Jovanie Long?</p> <p>15 MS. STALF: Object to the form.</p> <p>16 MS. ADEEYO: Join.</p> <p>17 THE WITNESS: I mean, I remember he turned</p> <p>18 himself in, I believe, with his mother and a reverend.</p> <p>19 But I mean, I don't recall freely the specifics, you</p> <p>20 know.</p> <p>21 BY MS. SAMUELS:</p> <p>22 Q So besides the fact that Jovanie turned</p> <p>23 himself in with his reverend and his mother, do you</p> <p>24 recall anything else about that process?</p> |
| <p style="text-align: right;">39</p> <p>1 A What process? I mean, mane could you be more</p> <p>2 specific?</p> <p>3 Q Sure. So how about this: Do you recall</p> <p>4 where Jovanie turned himself in?</p> <p>5 A Yes.</p> <p>6 Q All right. Where?</p> <p>7 A At Area 4.</p> <p>8 Q All right. And do you recall where you were</p> <p>9 at the time that you learned Jovanie was at Area 4?</p> <p>10 A I was at Area 4.</p> <p>11 Q Do you recall how you were notified that</p> <p>12 Jovanie was at Area 4?</p> <p>13 A I don't recall the specifics. I know it's in</p> <p>14 a report.</p> <p>15 Q You just know somewhere you were informed</p> <p>16 that Jovanie was at Area 4; is that fair to say?</p> <p>17 A That's fair to say.</p> <p>18 Q Okay. And do you recall what you did after</p> <p>19 learning that Jovanie was at Area 4?</p> <p>20 A Some of it. Not a lot of it. Not the -- you</p> <p>21 know, line by line; just a general memory. But</p> <p>22 there's -- again, some of that's documented in the</p> <p>23 reports I reviewed.</p> <p>24 Q And so what do you recall doing after</p> | <p style="text-align: right;">40</p> <p>1 learning that Jovanie was at Area 4?</p> <p>2 MS. ADEEYO: Objection. Asked and answered.</p> <p>3 THE WITNESS: I'd like to view my report to</p> <p>4 refresh my memory if that's possible.</p> <p>5 BY MS. SAMUELS:</p> <p>6 Q Right. So we're going to go through all the</p> <p>7 reports. And I'm sure by the time we are done with</p> <p>8 them you are going to be a little bit mad at me because</p> <p>9 there's so many of them.</p> <p>10 But at this point, I just want to get</p> <p>11 what you remember. And so if you don't recall, that's</p> <p>12 fine, just say, "I don't recall." All I'm trying to</p> <p>13 get at is what you actually do remember.</p> <p>14 A I understand. And I mean, I would feel more</p> <p>15 comfortable reviewing my report.</p> <p>16 Q So -- right.</p> <p>17 A If you want to ask me something specific,</p> <p>18 I'll try to answer it, so --</p> <p>19 Q Right. So my question is: After you learned</p> <p>20 that Jovanie had turned himself in, what's the next</p> <p>21 thing you recall doing?</p> <p>22 MS. STALF: Objection. Form. Foundation.</p> <p>23 THE WITNESS: Bringing him to an interview</p> <p>24 room.</p> |

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| <p style="text-align: right;">41</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q Were you alone with Jovanie at this time?</p> <p>3 MS. ADEEYO: Objection. Form.</p> <p>4 THE WITNESS: I -- I can't specifically</p> <p>5 recall.</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Do you recall where the interview room was?</p> <p>8 A It was in Area 4. I -- I'm...</p> <p>9 Q Do you recall any more specifically where</p> <p>10 that interview room was located in Area 4?</p> <p>11 A No. Sorry.</p> <p>12 Q Okay. When Jovanie was brought to the</p> <p>13 interview room, was he handcuffed?</p> <p>14 A I don't -- I don't recall something that</p> <p>15 specific.</p> <p>16 Q At the time that he is brought to the</p> <p>17 interview room, is he under arrest?</p> <p>18 MS. STALF: Objection. Form. Foundation.</p> <p>19 MS. ADEEYO: Join.</p> <p>20 THE WITNESS: I specifically don't recall. I</p> <p>21 believe it was probable cause to arrest him, but I</p> <p>22 don't know if he was placed immediately under arrest.</p> <p>23 I can't recall that.</p> <p>24 BY MS. SAMUELS:</p> | <p style="text-align: right;">42</p> <p>1 Q Do you recall what furniture was in the</p> <p>2 interview room?</p> <p>3 A No, Counsel. I'm sorry.</p> <p>4 Q Okay. So after Jovanie is placed in the</p> <p>5 interview room, what's the next thing you recall?</p> <p>6 MS. STALF: Objection. Form. Foundation.</p> <p>7 THE WITNESS: Again, when I was notified -- I</p> <p>8 mean -- I didn't specifically recall this, but it is</p> <p>9 indicated in my reports that I reviewed.</p> <p>10 BY MS. SAMUELS:</p> <p>11 Q Go ahead.</p> <p>12 MS. STALF: Were you done with your answer?</p> <p>13 THE WITNESS: Pardon me?</p> <p>14 MS. STALF: Were you done with your answer?</p> <p>15 THE WITNESS: Yes. Is that -- do you have</p> <p>16 another question? I'm sorry, Counsel.</p> <p>17 BY MS. SAMUELS:</p> <p>18 Q So when you said, I didn't specifically</p> <p>19 recall this, but it's in my reports, what were you</p> <p>20 referring to?</p> <p>21 A You are asking me questions about things that</p> <p>22 I documented or testified to. But you are asking me</p> <p>23 about my general recollection, which I don't want to</p> <p>24 make any mistakes. I want to be accurate.</p> |
| <p style="text-align: right;">43</p> <p>1 There's things I don't recall, that I</p> <p>2 don't want to make a statement that I may be later, you</p> <p>3 know, misstating something; you understand? I'm sorry.</p> <p>4 Q Right. No, I completely get all that. And</p> <p>5 so when you say you brought Jovanie to the interview</p> <p>6 room, is that something you read in a report, or</p> <p>7 something you remember?</p> <p>8 A Perhaps a little of both.</p> <p>9 Q Okay. After you brought Jovanie to the</p> <p>10 interview room, what is the next thing you recall about</p> <p>11 your interactions with him?</p> <p>12 A I believe we Mirandized him. I believe I</p> <p>13 did.</p> <p>14 Q Was somebody with you at the time; do you</p> <p>15 recall?</p> <p>16 A I don't recall, specifically, something like</p> <p>17 that that's, you know. I would have a better idea if I</p> <p>18 could, you know, refresh my memory.</p> <p>19 Q And then after mirandizing him, what's the</p> <p>20 next thing you recall occurring?</p> <p>21 MS. STALF: Objection. Form. Foundation.</p> <p>22 THE WITNESS: Are you asking me, in general,</p> <p>23 or -- we spoke with him?</p> <p>24 BY MS. SAMUELS:</p> | <p style="text-align: right;">44</p> <p>1 Q Okay. When you say "we," who are you</p> <p>2 referring to?</p> <p>3 A Detective Pietryla.</p> <p>4 Q Do you recall where you were when you spoke</p> <p>5 with him?</p> <p>6 A With -- with -- with who? Pietryla or -- I'm</p> <p>7 sorry. I'm confused.</p> <p>8 Q Right. You said "we spoke with him," which</p> <p>9 I'm inferring to mean you and Detective Pietryla are</p> <p>10 speaking with Jovanie long, correct?</p> <p>11 A Right.</p> <p>12 Q Do you recall where these conversations took</p> <p>13 -- where this conversation took place?</p> <p>14 MS. STALF: Objection. Form. Foundation.</p> <p>15 THE WITNESS: I believe in an interview room.</p> <p>16 BY MS. SAMUELS:</p> <p>17 Q Do you recall, with specificity, anything</p> <p>18 Jovanie Long said?</p> <p>19 A At this point -- I mean, at this day and age,</p> <p>20 no. I know that's indicated in the reports.</p> <p>21 Q Do you recall, generally, anything that</p> <p>22 Jovanie Long said?</p> <p>23 A Are you talking about throughout the whole</p> <p>24 interview process, or just -- I mean, could you please</p> |

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| <p style="text-align: right;">45</p> <p>1 be more specific or --</p> <p>2 Q Right. So -- from my recollection, you</p> <p>3 testified that the next thing you remember doing after</p> <p>4 mirandizing him, is you and Detective Pietryla are</p> <p>5 speaking to him. And so that's what I'm referring to.</p> <p>6 And so during this time, when you and</p> <p>7 Detective Pietryla are speaking with Jovanie Long, do</p> <p>8 you generally recall anything that he's telling you?</p> <p>9 A Not -- generally, no. At that time, no. I</p> <p>10 mean, are you talking about when we first interviewed</p> <p>11 him? I mean, that's -- I'm sorry.</p> <p>12 Q Right. Yes, sir.</p> <p>13 A I'm mean, I'm kind of confused. I mean,</p> <p>14 that's --</p> <p>15 Q So do you recall interviewing Jovanie Long</p> <p>16 more than once?</p> <p>17 A I would have to say yes.</p> <p>18 Q How many times do you recall interviewing</p> <p>19 Jovanie Long?</p> <p>20 A I don't recall a specific number.</p> <p>21 Q But whatever --</p> <p>22 A Can I clarify?</p> <p>23 Q Yes.</p> <p>24 A I mean, what I'm calling interviewed more</p> | <p style="text-align: right;">46</p> <p>1 than once is if -- and this is general -- if I spoke to</p> <p>2 him and left the room, or we spoke to him together and</p> <p>3 left the room, or whatever scenario.</p> <p>4 I mean, that is -- is what you are</p> <p>5 getting at, that each time I spoke with him, or myself</p> <p>6 and Detective Pietryla spoke with him and left? That</p> <p>7 would conclude -- that's why I would prefer to look at</p> <p>8 my reports, because if I would give you --</p> <p>9 I need better understanding, so --</p> <p>10 Q Sure. So -- thank you for clarifying.</p> <p>11 When you -- would you consider an</p> <p>12 interview concluded at the time that you leave the room</p> <p>13 after you are done talking with a suspect?</p> <p>14 MS. STALF: Objection. Form. Foundation.</p> <p>15 MS. ADEEYO: Join.</p> <p>16 THE WITNESS: It depends. It depends.</p> <p>17 BY MS. SAMUELS:</p> <p>18 Q And what are some factors that would help</p> <p>19 determine that?</p> <p>20 A Probably my reports. I can't recall, you</p> <p>21 know, the minutia of things like that. I mean, my</p> <p>22 help -- my reports would help me, but --</p> <p>23 Q Right. So right now, I'm talking about</p> <p>24 your -- sort of your general practice as a Detective,</p> |
| <p style="text-align: right;">47</p> <p>1 right. So say you're questioning somebody over a</p> <p>2 period of 10 hours. Right.</p> <p>3 Would you consider the 10 hours, in and</p> <p>4 of itself to just be one long interview, or would you</p> <p>5 say I questioned him for an hour and then we took a</p> <p>6 break and then we came back a couple hours later, so</p> <p>7 that's two interviews?</p> <p>8 MS. STALF: Objection. Form. Foundation.</p> <p>9 Incomplete hypothetical.</p> <p>10 THE WITNESS: So you are asking me what my --</p> <p>11 I believe a general policy is, not specific to this</p> <p>12 case, but just a general --</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q Right.</p> <p>15 A I wouldn't say, necessarily, every time you'd</p> <p>16 leave the room, or if you took them for a bathroom</p> <p>17 break or something, that you would consider an</p> <p>18 interview concluded.</p> <p>19 I mean, it's -- you know, it would be</p> <p>20 easier just to say that it's every time you are out the</p> <p>21 room. I mean, I don't recall specifically. General</p> <p>22 practice, it would be when your left the room, or your</p> <p>23 conversation is concluded about a topic.</p> <p>24 Q Okay.</p> | <p style="text-align: right;">48</p> <p>1 A Plus, also, if you had to -- if I had to go</p> <p>2 to another location, or if I had other</p> <p>3 responsibilities, if I spoke with, you know, a</p> <p>4 Defendant in general.</p> <p>5 And maybe I had to go do some other duty</p> <p>6 and not be there or whatever, I would -- I would</p> <p>7 consider that, you know, the interview was concluded</p> <p>8 while I did another task, yes, something in general</p> <p>9 like that.</p> <p>10 Q Okay. And while we are on the topic, what --</p> <p>11 you said prior to -- prior to become to sort of joining</p> <p>12 the Detective -- joining them, you received additional</p> <p>13 training on some topics, correct?</p> <p>14 MS. ADEEYO: Objection. Form.</p> <p>15 THE WITNESS: Correct.</p> <p>16 MS. STALF: Join.</p> <p>17 BY MS. SAMUELS:</p> <p>18 Q One of them was interrogations?</p> <p>19 A Interviews. Is what it was called, I</p> <p>20 believe. I'm not 100 percent certain. But, yes, I</p> <p>21 believe.</p> <p>22 Q All right. Just so I know, is there -- is an</p> <p>23 interview synonymous with interrogation, or are those</p> <p>24 two different things?</p> |

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| <p style="text-align: right;">49</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 MS. ADEEYO: Join.</p> <p>3 THE WITNESS: An interview was more general,</p> <p>4 casual. An interrogation is more specific. So if</p> <p>5 somebody is in custody, that would be an interrogation.</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Is the training on how to conduct an</p> <p>8 interrogation different from how you would conduct an</p> <p>9 interview?</p> <p>10 MS. STALF: Objection. Form. Foundation.</p> <p>11 MS. ADEEYO: Join.</p> <p>12 THE WITNESS: I can't answer to specific</p> <p>13 training or -- general -- I mean, I understand there's</p> <p>14 a difference. I don't recall what I was trained in,</p> <p>15 you know, 20 something years ago, specifically.</p> <p>16 BY MS. SAMUELS:</p> <p>17 Q When you are conducting an -- when you are</p> <p>18 conducting -- I'm sorry.</p> <p>19 When you are conducting an interview,</p> <p>20 was it your general practice to take notes during the</p> <p>21 interview?</p> <p>22 MS. STALF: Objection. Form. Foundation.</p> <p>23 Vague as to timeframe.</p> <p>24 MS. ADEEYO: Join.</p> | <p style="text-align: right;">50</p> <p>1 THE WITNESS: It depends on the circumstance.</p> <p>2 BY MS. SAMUELS:</p> <p>3 Q And what circumstances might factor into</p> <p>4 whether or not you take notes?</p> <p>5 MS. STALF: Same objection.</p> <p>6 THE WITNESS: Well, I mean, there is -- it's</p> <p>7 a pretty broad -- you want a few examples, or something</p> <p>8 like that? I mean, mane if it's something pretty clear</p> <p>9 cut and you were going to document it on the case</p> <p>10 report, and it's a short timeframe, maybe you wouldn't</p> <p>11 take notes. Depending on what you are doing. You</p> <p>12 know, if you are speaking, your partner may take notes.</p> <p>13 And those or general practices, not something specific</p> <p>14 to the Walker or Long case. But, I mean -- so, I mean,</p> <p>15 there's a variety of -- I could sit here and try to</p> <p>16 recall -- those are just a couple simple ones right off</p> <p>17 the top of my head.</p> <p>18 MS. STALF: Jeanette, sorry to interrupt, but</p> <p>19 when it's a good time to take a quick comfort break,</p> <p>20 can you let us know?</p> <p>21 MS. SAMUELS: We can take one now.</p> <p>22 MS. STALF: We can go off for five minutes.</p> <p>23 (WHEREUPON, off the record.)</p> <p>24 MS. SAMUELS: Mr. Graham and Ms. Brill, are</p> |
| <p style="text-align: right;">51</p> <p>1 you guys here? Not -- Mr. Miller, excuse me.</p> <p>2 MR. MILLER: Yeah, I'm here.</p> <p>3 MS. SAMUELS: Ms. Brill?</p> <p>4 MR. OBERT: We can start.</p> <p>5 MS. SAMUELS: Back on the record.</p> <p>6 MS. STALF: Sorry. Before we get started,</p> <p>7 Madam Court Reporter, can we get a meeting password?</p> <p>8 We have another individual who is trying to join the</p> <p>9 deposition.</p> <p>10 MS. SAMUELS: Just send them the link.</p> <p>11 Off the record.</p> <p>12 (WHEREUPON, off the record.)</p> <p>13 MS. SAMUELS: So back on the record.</p> <p>14 BY MS. SAMUELS:</p> <p>15 Q Captain Riordan, did you have a chance to</p> <p>16 consult with your attorney over that break?</p> <p>17 MS. STALF: I'm just going to object to the</p> <p>18 form of the question to the extent it calls for</p> <p>19 attorney/client communication.</p> <p>20 But you can answer -- if you can answer</p> <p>21 the question without revealing attorney/client</p> <p>22 communication, you can answer it.</p> <p>23 THE WITNESS: Will you please repeat it? I'm</p> <p>24 sorry.</p> | <p style="text-align: right;">52</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q Yes.</p> <p>3 Did you have a chance to consult with</p> <p>4 your attorney over the break?</p> <p>5 A Yes.</p> <p>6 Q Okay. When we left off, we were sort of</p> <p>7 talking your general practice with regards to</p> <p>8 interviews slash interrogatories; do you recall that?</p> <p>9 A Yes.</p> <p>10 Q Okay. And if I'm -- if my notes are close to</p> <p>11 accurate, you said it sort of depends on whether or not</p> <p>12 you would take notes during an interview or</p> <p>13 interrogation.</p> <p>14 And one of your examples were if you had</p> <p>15 a partner, and you were speaking, then maybe your</p> <p>16 partner would take notes, and not personally you.</p> <p>17 Or also if it was a short timeframe from</p> <p>18 the interview until the drafting of the case report</p> <p>19 that you might not need to take notes; is that fairly</p> <p>20 accurate?</p> <p>21 A Among other things, yes.</p> <p>22 Q Okay. When you are taking notes during an</p> <p>23 interview, are there certain things you are supposed to</p> <p>24 always record?</p> |

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| <p style="text-align: right;">53</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 MS. ADEEYO: Join.</p> <p>3 THE WITNESS: Specifically, like I said, it</p> <p>4 would depend on the individual.</p> <p>5 BY MS. SAMUELS:</p> <p>6 Q Okay. So I'm going to list some things. You</p> <p>7 tell me if that's generally something that's supposed</p> <p>8 to be in a note you take for an interview slash</p> <p>9 interrogation, okay?</p> <p>10 MS. STALF: Objection. Form. Foundation.</p> <p>11 Incomplete hypothetical.</p> <p>12 MS. ADEEYO: Join.</p> <p>13 THE WITNESS: Am I -- could you repeat that?</p> <p>14 I don't -- I'm sorry.</p> <p>15 BY MS. SAMUELS:</p> <p>16 Q I'm justing going to start naming some</p> <p>17 things, and I wanted you to tell me if that's something</p> <p>18 that's supposed to be noted -- if something that you</p> <p>19 are supposed to take note of when recording about an</p> <p>20 interview or interrogation. Did that make sense?</p> <p>21 A What I would do or -- no, it kind of don't.</p> <p>22 Q We'll see if it makes more sense. So if</p> <p>23 you're taking notes for an interview, would you always</p> <p>24 put down the interviewee's name?</p> | <p style="text-align: right;">54</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 THE WITNESS: No.</p> <p>3 BY MS. SAMUELS:</p> <p>4 Q Why wouldn't you note an interviewee's name?</p> <p>5 MS. STALF: Same objection.</p> <p>6 MS. ADEEYO: Join.</p> <p>7 THE WITNESS: It would depend on the subject</p> <p>8 matter.</p> <p>9 BY MS. SAMUELS:</p> <p>10 Q All right. So can you give me an example of</p> <p>11 when you would interview someone but not record their</p> <p>12 name?</p> <p>13 MS. STALF: Same objection.</p> <p>14 THE WITNESS: Answer?</p> <p>15 You want example. I get a license</p> <p>16 plate, and I want to record -- note the specific</p> <p>17 numbers of it, but it --</p> <p>18 I mean, notes are to assist your memory.</p> <p>19 BY MS. SAMUELS:</p> <p>20 Q Right. So I'm specifically talking about</p> <p>21 when you are interviewing --</p> <p>22 So for these questions, I'm talking</p> <p>23 about when you're interviewing or interrogating</p> <p>24 someone. Right.</p> |
| <p style="text-align: right;">55</p> <p>1 A Correct.</p> <p>2 Q And you've made a decision so that this</p> <p>3 interview interrogation, for whatever reason, requires</p> <p>4 you to take notes. Okay.</p> <p>5 And so is there a time when you are</p> <p>6 taking notes about an interview or an interrogation of</p> <p>7 a person when you would not note that person's name?</p> <p>8 MS. STALF: Objection. Form. Foundation.</p> <p>9 THE WITNESS: Is there -- yes.</p> <p>10 BY MS. SAMUELS:</p> <p>11 Q And what's an example of a time when you are</p> <p>12 interviewing or interrogating somebody, and you would</p> <p>13 not memorialize that person's name?</p> <p>14 MS. STALF: Objection.</p> <p>15 MS. ADEEYO: Join --</p> <p>16 I'll just put it on the record for ease</p> <p>17 for the court reporter, I will, as attorney for</p> <p>18 Defendant, City of Chicago, join all objections made by</p> <p>19 Counsel for Defendant officers.</p> <p>20 MS. SAMUELS: And then while we are pending,</p> <p>21 I just let in, I believe it's one of the Defendants.</p> <p>22 But who is this for the record?</p> <p>23 MS. STALF: Whomever just joined via phone,</p> <p>24 could you please identify yourself for the record? You</p> | <p style="text-align: right;">56</p> <p>1 will have to unmute yourself to do so.</p> <p>2 MR. PIETRYLA: Mike Pietryla.</p> <p>3 MS. SAMUELS: Okay.</p> <p>4 MS. STALF: Thank you, Mike. You can go</p> <p>5 ahead and mute yourself again.</p> <p>6 MR. PIETRYLA: Okay.</p> <p>7 BY MS. SAMUELS:</p> <p>8 Q I think where we left off, if you were given</p> <p>9 an example of when, you would not memorialize an</p> <p>10 interviewee or, I guess, interrogationee's name -- I</p> <p>11 don't think that's a word, but I tried it.</p> <p>12 A Could you be more specific? Memorialize is?</p> <p>13 Q To write down a report, somewhere their name.</p> <p>14 A I'm sorry. I'm kind of lost in your</p> <p>15 question. Could you repeat the question again?</p> <p>16 Q Sure. When you are taking notes over an</p> <p>17 interview or an interrogation that's occurring, I asked</p> <p>18 whether you would always record somebody's name. And</p> <p>19 your response was no.</p> <p>20 And so I asked for an example of a time</p> <p>21 when you would interview or interrogate someone, but</p> <p>22 you wouldn't write down that person's name.</p> <p>23 MS. STALF: Objection just to the extent that</p> <p>24 the question changed. But if it's a new question,</p> |

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| <p style="text-align: right;">57</p> <p>1 sustained to the question as it was stated.</p> <p>2 THE WITNESS: I may not spell out their name.</p> <p>3 I may put an abbreviation, so I would remember who</p> <p>4 said --</p> <p>5 If I'm speaking to one individual, is an</p> <p>6 example.</p> <p>7 BY MS. SAMUELS:</p> <p>8 Q Okay. So instead of writing out a full name,</p> <p>9 you might use an initial or some other descriptor to</p> <p>10 indicate who you are speaking to?</p> <p>11 A On some occasions, yes.</p> <p>12 Q Okay. Is there ever an occasion when you are</p> <p>13 taking notes regarding an interview or an interrogation</p> <p>14 where you would not indicate anywhere who you are</p> <p>15 speaking to?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: I'm sure there's times, yes.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q Okay. And can you give me an example of when</p> <p>20 it would be appropriate to take notes regarding an</p> <p>21 interview or an interrogation and not memorialize who</p> <p>22 is providing you with that information?</p> <p>23 MS. STALF: Objection. Form. Foundation.</p> <p>24 THE WITNESS: Any time. It's -- the notes</p> | <p style="text-align: right;">58</p> <p>1 are to assist. So -- I mean, any time. If it's a</p> <p>2 simple subject matter...</p> <p>3 BY MS. SAMUELS:</p> <p>4 Q So would it be fair to train -- would it be</p> <p>5 fair to state that pursuant to your training, as a</p> <p>6 Detective, whether or not to indicate the subject -- a</p> <p>7 subject's name was left to the discretion of the</p> <p>8 interviewer?</p> <p>9 MS. STALF: Objection. Form. Foundation.</p> <p>10 THE WITNESS: Can you repeat that? I'm</p> <p>11 sorry.</p> <p>12 BY MS. SAMUELS:</p> <p>13 Q Basically, what I'm trying to get at is: You</p> <p>14 were trained as a Detective on how to interview</p> <p>15 suspects and take notes and write reports and all that</p> <p>16 stuff, right?</p> <p>17 A Correct.</p> <p>18 Q And you're saying, sometimes we don't write</p> <p>19 down a person's name or we don't indicate it anywhere</p> <p>20 in our notes, correct?</p> <p>21 MS. STALF: Objection. Form. Foundation.</p> <p>22 Mischaracterizes the witness' prior testimony.</p> <p>23 THE WITNESS: On a note, you may not put</p> <p>24 somebody's name; that's correct.</p> |
| <p style="text-align: right;">59</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q Right. And what I'm getting at is, pursuant</p> <p>3 to your training, that's okay because that's how you</p> <p>4 were trained to do it, correct?</p> <p>5 MS. STALF: Objection. Form. Foundation.</p> <p>6 THE WITNESS: I don't remember any specific</p> <p>7 training regarding notes.</p> <p>8 BY MS. SAMUELS:</p> <p>9 Q Okay. Were you trained on how to memorialize</p> <p>10 a witness' statement?</p> <p>11 MS. STALF: Objection. Form. Foundation.</p> <p>12 THE WITNESS: I don't recall.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q And when you take notes from talking with a</p> <p>15 witness, you -- I believe you said earlier, but I just</p> <p>16 want to make sure I'm not making this up.</p> <p>17 When you take notes from talking with a</p> <p>18 witness, those go on general progress reports, correct?</p> <p>19 A That's what a general progress report is, is</p> <p>20 for notes. But that's not the only form you could</p> <p>21 document information on.</p> <p>22 Q Okay. What are other forms you would use to</p> <p>23 document a statement a witness is giving to you?</p> <p>24 MS. STALF: Objection to form --</p> | <p style="text-align: right;">60</p> <p>1 MS. ADEEYO: Objection. Form. Foundation.</p> <p>2 Sorry. My apologies, Krista.</p> <p>3 Go ahead.</p> <p>4 THE WITNESS: For notes, I generally used</p> <p>5 GPRs.</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Okay. Are there are other forms that you</p> <p>8 would use to document the statement?</p> <p>9 MS. STALF: Objection. Form. Foundation.</p> <p>10 THE WITNESS: It depends on the</p> <p>11 circumstances.</p> <p>12 BY MS. SAMUELS:</p> <p>13 Q Can you identify the form? And then we'll go</p> <p>14 through and we'll talk about what circumstances we'll</p> <p>15 use those for.</p> <p>16 A It's a very broad topic. It could be</p> <p>17 anything I could write on that's relevant to the case,</p> <p>18 or it would have -- you know, basically, anything I</p> <p>19 could write on, Counsel.</p> <p>20 Q Sure. Are there any specific forms that</p> <p>21 you're supposed to use to document the statement that's</p> <p>22 given by a witness?</p> <p>23 A There's -- there's a few forms, yes.</p> <p>24 Q What are they?</p> |

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| <p style="text-align: right;">61</p> <p>1 A Well, normally, a general progress report and</p> <p>2 your case report and supplemental case reports.</p> <p>3 Q And case reports and supplemental case</p> <p>4 reports are typed, correct?</p> <p>5 MS. STALF: Objection. Form. Foundation.</p> <p>6 THE WITNESS: For the most part, yes. They</p> <p>7 can be handwritten also, but not in this -- what do I</p> <p>8 want to say.</p> <p>9 There are versions of the supplemental</p> <p>10 and case report that could be handwritten.</p> <p>11 BY MS. SAMUELS:</p> <p>12 Q Right. Besides a GPR case report and a</p> <p>13 supplemental case report, are there any other specific</p> <p>14 forms that you are aware of that would be used to</p> <p>15 document a statement given by a witness?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: No.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q Okay. When you are talking with a witness,</p> <p>20 are there times when you're not -- are you always</p> <p>21 supposed to put that witness' address?</p> <p>22 MS. STALF: Objection. Form. Foundation.</p> <p>23 THE WITNESS: When you -- if they will give</p> <p>24 it to you.</p> | <p style="text-align: right;">62</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q What about when you're speaking with a</p> <p>3 witness, are you supposed to document that witness'</p> <p>4 phone number?</p> <p>5 MS. STALF: Objection. Form. Foundation.</p> <p>6 THE WITNESS: Yes.</p> <p>7 BY MS. SAMUELS:</p> <p>8 Q When you are talking with a witness, are you</p> <p>9 supposed to take down a date of birth?</p> <p>10 MS. STALF: Objection. Form. Foundation.</p> <p>11 THE WITNESS: Again, if they will provide it,</p> <p>12 yes.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q When you are speaking with the witness, are</p> <p>15 you supposed to take down any employment history?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: Again, if they will provide it,</p> <p>18 yes.</p> <p>19 BY MS. SAMUELS:</p> <p>20 Q When you are talking with the witness, are</p> <p>21 you supposed to document where this discussion is</p> <p>22 taking place?</p> <p>23 MS. STALF: Same objection.</p> <p>24 THE WITNESS: I would say that's fair, yes.</p> |
| <p style="text-align: right;">63</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q When you're talking with a witness, are you</p> <p>3 supposed to document when the discussion is taking</p> <p>4 place?</p> <p>5 MS. STALF: Same objection.</p> <p>6 THE WITNESS: Yes.</p> <p>7 BY MS. SAMUELS:</p> <p>8 Q Okay. And then -- again, I believe we</p> <p>9 touched on this briefly. But I just want to make sure</p> <p>10 I didn't miss it.</p> <p>11 Were you ever trained, specifically, on</p> <p>12 how to conduct an interview or an interrogation?</p> <p>13 A Yes, but I don't recall when.</p> <p>14 Q Okay. Were you ever trained on how to make</p> <p>15 sure an interview or interrogation doesn't become</p> <p>16 coercive?</p> <p>17 MS. STALF: Objection. Form. Foundation.</p> <p>18 THE WITNESS: I don't remember specifically.</p> <p>19 BY MS. SAMUELS:</p> <p>20 Q All right. Do you get what I'm referring to</p> <p>21 when I say "a course in interrogation"?</p> <p>22 A A course of interrogation?</p> <p>23 Q Yeah.</p> <p>24 A Could you repeat that? I'm sorry. One more</p> | <p style="text-align: right;">64</p> <p>1 time.</p> <p>2 Q I just wanted to make sure you knew what I</p> <p>3 meant when I said "course of interrogation."</p> <p>4 A Could you explain? I'm sorry.</p> <p>5 Q So were you ever trained that there were</p> <p>6 certain techniques or tactics that shouldn't be used</p> <p>7 because it might lead to a witness just saying</p> <p>8 something because they were in fear and not necessarily</p> <p>9 because they wanted to freely give that information?</p> <p>10 MS. STALF: Objection. Form. Foundation.</p> <p>11 THE WITNESS: I don't recall. I know I had</p> <p>12 training. I don't recall specifics of that training.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q All right. Were you ever trained on</p> <p>15 polygraph examinations?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: No.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q All right. Were you ever given any</p> <p>20 instruction on when it's appropriate to request a</p> <p>21 polygraph examination?</p> <p>22 MS. ADEEYO: Objection. Form. Foundation.</p> <p>23 MS. STALF: Join.</p> <p>24 THE WITNESS: No.</p> |

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| <p style="text-align: right;">65</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q In your experience, as a Police Officer, did</p> <p>3 you ever develop a general practice with regard to when</p> <p>4 to request a polygraph examination?</p> <p>5 MS. STALF: Objection. Form. Foundation.</p> <p>6 THE WITNESS: I'm sorry. Could you</p> <p>7 repeat that one? I missed like one or two words there.</p> <p>8 BY MS. SAMUELS:</p> <p>9 Q I gotcha.</p> <p>10 In your experience as a Police Officer,</p> <p>11 did you ever develop a general practice with regard to</p> <p>12 requesting a polygraph examination?</p> <p>13 A No.</p> <p>14 Q So if somebody requested a polygraph</p> <p>15 examination, would you always request one?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: Probably yes.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q Okay. Were there ever times where you</p> <p>20 independently believed that a polygraph</p> <p>21 investigation -- excuse me -- that a polygraph test</p> <p>22 would further an investigation?</p> <p>23 MS. STALF: Objection. Form. Foundation.</p> <p>24 THE WITNESS: Yes.</p> | <p style="text-align: right;">66</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q What were some factors that would lead you to</p> <p>3 believe that a polygraph would help further an</p> <p>4 investigation?</p> <p>5 MS. ADEEYO: Objection. Form. Foundation.</p> <p>6 THE WITNESS: Could you repeat that one</p> <p>7 more --</p> <p>8 BY MS. SAMUELS:</p> <p>9 Q Sure. So what were some factors you might</p> <p>10 look to that would lead you to believe that a polygraph</p> <p>11 would help further an investigation?</p> <p>12 A When there's an impasse and the subject would</p> <p>13 request to prove his innocence or to prove himself</p> <p>14 being trustworthy.</p> <p>15 Q Did you have a general practice that you</p> <p>16 developed over your years as a Police Officer to help</p> <p>17 identify when an interview or interrogation might be</p> <p>18 coming coercive?</p> <p>19 MS. STALF: Objection. Form. Foundation.</p> <p>20 Incomplete hypothetical.</p> <p>21 THE WITNESS: I'm sorry -- I'm really sorry.</p> <p>22 Can you repeat that?</p> <p>23 BY MS. SAMUELS:</p> <p>24 Q Sure. Did you have a general practice you</p> |
| <p style="text-align: right;">67</p> <p>1 developed over the years as a Police Officer to help</p> <p>2 you identify when an interview or an interrogation</p> <p>3 might be coming coercive?</p> <p>4 A Not that I recall.</p> <p>5 Q Have you ever worked with confidential</p> <p>6 informants during your time as a Police Officer?</p> <p>7 A I can't recall specifically.</p> <p>8 Q Did you ever receive any training or guidance</p> <p>9 on how to work with confidential informants?</p> <p>10 MS. STALF: Objection. Form. Foundation.</p> <p>11 THE WITNESS: I believe so, yes.</p> <p>12 BY MS. SAMUELS:</p> <p>13 Q Okay. Was there a procedure for -- I</p> <p>14 don't -- was there a procedure for maintaining a</p> <p>15 confidential informant?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: There are some general</p> <p>18 procedures, but I don't recall them offhand.</p> <p>19 BY MS. SAMUELS:</p> <p>20 Q Can you relay the ones that you do recall?</p> <p>21 MS. STALF: Objection. Form. Foundation.</p> <p>22 THE WITNESS: Not really, no.</p> <p>23 BY MS. SAMUELS:</p> <p>24 Q So as you sit here today, you don't recall</p> | <p style="text-align: right;">68</p> <p>1 any procedures that would have to do with a</p> <p>2 confidential informant?</p> <p>3 MS. STALF: Objection. Form. Foundation.</p> <p>4 THE WITNESS: I know it depends -- I mean --</p> <p>5 For, like, search warrants, things like</p> <p>6 that, there are some guidelines. I recall those.</p> <p>7 BY MS. SAMUELS:</p> <p>8 Q Can you re -- I was doing so good.</p> <p>9 A But I wouldn't call that all-encompassing.</p> <p>10 Q Okay. Can you describe what you recall for</p> <p>11 how to deal with confidential informants?</p> <p>12 MS. STALF: Objection. Form. Foundation.</p> <p>13 Asked and answered.</p> <p>14 THE WITNESS: For search warrants, there</p> <p>15 was -- I recall a specific guideline for confidential</p> <p>16 informants.</p> <p>17 BY MS. SAMUELS:</p> <p>18 Q Can you describe what you recall about that</p> <p>19 guideline?</p> <p>20 A Basically, that you had to have at least</p> <p>21 three prior dealings with the subject and that he had</p> <p>22 to provide credible evidence prior to you using him as</p> <p>23 an affiant on a search warrant.</p> <p>24 Q If you wanted to make somebody a confidential</p> |

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| <p style="text-align: right;">69</p> <p>1 informant, do you have to give any approval?</p> <p>2 MS. STALF: Objection. Form. Foundation.</p> <p>3 THE WITNESS: I don't believe so.</p> <p>4 BY MS. SAMUELS:</p> <p>5 Q If you wanted to make somebody a confidential</p> <p>6 informant, is there any way you have to record that</p> <p>7 informant's personal information?</p> <p>8 MS. STALF: Objection. Form. Foundation.</p> <p>9 THE WITNESS: Not that I recall.</p> <p>10 BY MS. SAMUELS:</p> <p>11 Q So if, for instance, I'm reading a report and</p> <p>12 it says, "Confidential Informant," naming X, Y and Z,</p> <p>13 is there any mechanism, that you are aware of, to go</p> <p>14 back and check who -- the identity of that confidential</p> <p>15 informant?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: I don't believe so.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q And I believe the -- one of the other things</p> <p>20 you mentioned you were trained on to become a Detective</p> <p>21 was preserving evidence; is that correct?</p> <p>22 A Correct.</p> <p>23 Q Okay. When you say 'preserving evidence,' do</p> <p>24 you mean, like, crime scene stuff, or am I barking up</p> | <p style="text-align: right;">70</p> <p>1 the wrong tree?</p> <p>2 MS. STALF: Object to form.</p> <p>3 THE WITNESS: You are correct.</p> <p>4 BY MS. SAMUELS:</p> <p>5 Q Okay. And so, essentially, you are not</p> <p>6 trained, perhaps, as specifically as an evidence</p> <p>7 technician, but you are taught the basics of preserving</p> <p>8 a scene and evidence and things like that?</p> <p>9 A Correct.</p> <p>10 MS. ADEEYO: Objection.</p> <p>11 THE WITNESS: Sorry.</p> <p>12 BY MS. SAMUELS:</p> <p>13 Q Okay. As you sit here today, do you have an</p> <p>14 independent recollection of anything Jovanie told you</p> <p>15 during the course of your time questioning him?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: Specific, no.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q Okay. Do you recall, generally, anything he</p> <p>20 said?</p> <p>21 MS. STALF: Same objection.</p> <p>22 THE WITNESS: Generally? That he shot the</p> <p>23 guy.</p> <p>24 BY MS. SAMUELS:</p> |
| <p style="text-align: right;">71</p> <p>1 Q Okay. Do you recall how long you had been</p> <p>2 talking with Jovanie before he said that?</p> <p>3 A No, I don't.</p> <p>4 Q Okay. Is there an -- so I know -- well, I</p> <p>5 think I know. Let me ask you: When a person is taken</p> <p>6 into lock-up, is there a log that records the time that</p> <p>7 they are brought in?</p> <p>8 A Yes.</p> <p>9 Q Okay. When a person is brought in for an</p> <p>10 interview, is there some sort of similar log that</p> <p>11 indicates the time they are brought in?</p> <p>12 MS. STALF: Objection. Form. Foundation.</p> <p>13 THE WITNESS: Can you repeat that? I'm</p> <p>14 sorry.</p> <p>15 BY MS. SAMUELS:</p> <p>16 Q Yeah. When a person is brought in for an</p> <p>17 interview, is there a similar sort of log that</p> <p>18 indicates the time that they are brought in?</p> <p>19 MS. STALF: Objection. Form. Foundation.</p> <p>20 THE WITNESS: Not that I recall.</p> <p>21 BY MS. SAMUELS:</p> <p>22 Q Okay. When a person has been brought in for</p> <p>23 questioning for a while sometimes you will buy them</p> <p>24 food; is that correct?</p> | <p style="text-align: right;">72</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 THE WITNESS: Yes.</p> <p>3 BY MS. SAMUELS:</p> <p>4 Q All right. Where does the money come to</p> <p>5 buy -- to purchase their food?</p> <p>6 MS. STALF: Same objection.</p> <p>7 THE WITNESS: Some of it is in the area.</p> <p>8 Some of it, we buy ourselves.</p> <p>9 BY MS. SAMUELS:</p> <p>10 Q When you say yourself, you mean out of your</p> <p>11 own pocket?</p> <p>12 A Correct. Correct, Counsel.</p> <p>13 Q All right. Is it always out of your own</p> <p>14 pocket, or is there some other mechanism or method for</p> <p>15 obtaining them food?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: Probably primarily out of your</p> <p>18 pocket.</p> <p>19 BY MS. SAMUELS:</p> <p>20 Q Is there a mechanism or method to obtain</p> <p>21 reimbursement for purchasing an interviewee or a</p> <p>22 detainee food?</p> <p>23 MS. STALF: Objection. Form. Foundation.</p> <p>24 THE WITNESS: Not that I'm aware of.</p> |

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| <p style="text-align: right;">73</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q Do you recall, specifically, anything that</p> <p>3 you told Jovanie during the course of your interview</p> <p>4 with him?</p> <p>5 MS. ADEEYO: Object to asked and answered.</p> <p>6 THE WITNESS: No, I'm sorry. I don't -- I</p> <p>7 don't recall.</p> <p>8 BY MS. SAMUELS:</p> <p>9 Q Do you recall, generally, anything you told</p> <p>10 Jovanie during the course of your interview with him?</p> <p>11 MS. ADEEYO: Same objection.</p> <p>12 THE WITNESS: No, I don't.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q Do you recall, with any specificity</p> <p>15 anything -- I don't want to pronounce it wrong,</p> <p>16 especially, if he -- is it Pietryla?</p> <p>17 MS. STALF: Pietryla.</p> <p>18 THE WITNESS: Pietryla.</p> <p>19 MS. SAMUELS: I'm sorry. Say that again.</p> <p>20 THE WITNESS: Pietryla.</p> <p>21 BY MS. SAMUELS:</p> <p>22 Q Do you recall specifically anything Detective</p> <p>23 Pietryla said during the course of the interview with</p> <p>24 Jovanie?</p> | <p style="text-align: right;">74</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 THE WITNESS: No, I don't recall.</p> <p>3 BY MS. SAMUELS:</p> <p>4 Q Do you recall specifically anything Detective</p> <p>5 Pietryla said during the course of the interrogation?</p> <p>6 MS. STALF: Same objection.</p> <p>7 THE WITNESS: No, I don't. Sorry, Counsel.</p> <p>8 BY MS. SAMUELS:</p> <p>9 Q Do you recall Jovanie's demeanor during the</p> <p>10 course of the interrogation?</p> <p>11 MS. STALF: Same objection.</p> <p>12 THE WITNESS: I can't. I don't recall</p> <p>13 anything unusual about it.</p> <p>14 BY MS. SAMUELS:</p> <p>15 Q Do you recall anything about Jovanie's</p> <p>16 physical condition?</p> <p>17 MS. STALF: Objection. Form. Foundation.</p> <p>18 THE WITNESS: Basically, again, nothing that</p> <p>19 was unusual.</p> <p>20 BY MS. SAMUELS:</p> <p>21 Q Do you recall what he was wearing?</p> <p>22 A No. Sorry.</p> <p>23 Q Do you recall whether you had to remove any</p> <p>24 personal property from him before putting him in the</p> |
| <p style="text-align: right;">75</p> <p>1 interview room?</p> <p>2 MS. STALF: Objection. Form. Foundation.</p> <p>3 THE WITNESS: No, I don't recall that.</p> <p>4 BY MS. SAMUELS:</p> <p>5 Q Besides what you've already testified to, is</p> <p>6 there anything else you specifically recall about any</p> <p>7 of your interactions with Jovanie long?</p> <p>8 A Yes.</p> <p>9 Q All right. What is that?</p> <p>10 A He gave a videotaped statement.</p> <p>11 Q All right. And were you present for the</p> <p>12 statement?</p> <p>13 A Yes.</p> <p>14 Q When is the last time you saw that video?</p> <p>15 MS. STALF: Objection. Form. Foundation.</p> <p>16 Facts not in evidence.</p> <p>17 THE WITNESS: A long time -- I mean, I may</p> <p>18 have viewed it in some court proceedings years ago.</p> <p>19 I'm not 100 percent sure.</p> <p>20 BY MS. SAMUELS:</p> <p>21 Q It's fair to say you haven't seen it within</p> <p>22 the last decade?</p> <p>23 A Or more, correct.</p> <p>24 Q All right. Besides -- is there anything else</p> | <p style="text-align: right;">76</p> <p>1 you specifically recall about your interactions with</p> <p>2 Jovanie Long?</p> <p>3 A Is that his -- just that his mother an</p> <p>4 reverend turned him in. And I mean, we spoke with</p> <p>5 them, and that's basically what I recall.</p> <p>6 Q Do you recall speaking with his mother at any</p> <p>7 date prior to him being turned in?</p> <p>8 MS. STALF: I'm sorry. Can you restate that</p> <p>9 question, Counsel? I didn't hear that.</p> <p>10 BY MS. SAMUELS:</p> <p>11 Q Do you recall speaking with his mother at any</p> <p>12 date prior to him being turned in?</p> <p>13 MS. STALF: Thank you.</p> <p>14 THE WITNESS: I don't recall specifically</p> <p>15 speaking to her, but one way or another, I was present</p> <p>16 when -- I think we spoke to her one time.</p> <p>17 BY MS. SAMUELS:</p> <p>18 Q All right. Do you recall that, or you just</p> <p>19 read that in a report?</p> <p>20 A I vaguely recall speaking with her one time.</p> <p>21 Q All right. Was that over the phone or in</p> <p>22 person?</p> <p>23 A I believe in person.</p> <p>24 Q Do you recall who else was with you?</p> |

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| <p style="text-align: right;">77</p> <p>1 A I believe Pietryla, but I don't recall if</p> <p>2 there were other people or not.</p> <p>3 Q Do you recall where this meeting took place?</p> <p>4 A I -- somewhere else outside.</p> <p>5 Q Do you mean, like --</p> <p>6 A Maybe -- like on her block, or -- I mean.</p> <p>7 Q So to the best of your recollection -- how</p> <p>8 can I say this without sounding abstruse?</p> <p>9 You didn't meet with her -- so to the</p> <p>10 best of your recollection, you did not meet with</p> <p>11 Jovanie Long's mother inside of any building; is that</p> <p>12 fair to say?</p> <p>13 A No, I may have spoken to her at her</p> <p>14 residence, but I -- it's -- it should be documented in</p> <p>15 a report.</p> <p>16 Q As you sit here today, do you recall meeting</p> <p>17 with Jovanie Long's mother at her residence?</p> <p>18 A Specifically, her residence, I don't recall.</p> <p>19 But I know that there's a report that has information.</p> <p>20 So I recall meeting with her, but I</p> <p>21 didn't remember, specifically, what address or what --</p> <p>22 so --</p> <p>23 Q So let me just make sure I'm -- so prior to</p> <p>24 meeting her at the police station when Jovanie turns</p> | <p style="text-align: right;">78</p> <p>1 himself in, you have a specific recollection of meeting</p> <p>2 her one other time and at least Detective Pietryla was</p> <p>3 there with you; is that fair?</p> <p>4 A That's fair.</p> <p>5 Q Okay. You are not sure where that location</p> <p>6 is, but from the reports, the most likely location is</p> <p>7 her residence; is that fair?</p> <p>8 A That's fair.</p> <p>9 Q Okay. Do you have any specific recollections</p> <p>10 with regard to your role in this -- in the</p> <p>11 investigation into the murder of Merak Majdak?</p> <p>12 A I'm sorry. I lost like a couple words.</p> <p>13 Would you please repeat?</p> <p>14 Q Yes, sir. Do you have -- do you have any</p> <p>15 other specific recollection of your role -- or -- of</p> <p>16 what you did to investigate the murder of Merak Majdak?</p> <p>17 A Not that I recall, no.</p> <p>18 Q Okay. Do you recall the location of where</p> <p>19 the body was found?</p> <p>20 MS. ADEEYO: Object to form.</p> <p>21 THE WITNESS: I recall an address.</p> <p>22 BY MS. SAMUELS:</p> <p>23 Q Were you -- was this investigation -- was</p> <p>24 this a gang investigation?</p> |
| <p style="text-align: right;">79</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 THE WITNESS: No.</p> <p>3 BY MS. SAMUELS:</p> <p>4 Q Okay. Do you know what gang was, I guess, in</p> <p>5 charge of that location where the body was found?</p> <p>6 MS. STALF: Objection. Form. Foundation.</p> <p>7 THE WITNESS: I may have at the time. I</p> <p>8 don't recall now.</p> <p>9 BY MS. SAMUELS:</p> <p>10 Q Gotcha. All right.</p> <p>11 MS. SAMUELS: I'm about to just run through</p> <p>12 about five GPRs and basically every case incident</p> <p>13 report. And so I don't know if you guys wanted to take</p> <p>14 a break, or just power through that.</p> <p>15 MS. STALF: Do you want to take a lunch break</p> <p>16 or do you want to keep going?</p> <p>17 THE WITNESS: I'll take a lunch break; is</p> <p>18 that all right?</p> <p>19 MS. SAMUELS: Yes, that's fine.</p> <p>20 MS. STALF: Like 35 minutes; is that okay?</p> <p>21 MS. SAMUELS: Yeah, so come back at what?</p> <p>22 MS. STALF: 12:50.</p> <p>23 MS. SAMUELS: 12:50. Okay.</p> <p>24 MS. STALF: Yeah, that work.</p> | <p style="text-align: right;">80</p> <p>1 MS. SAMUELS: All right.</p> <p>2 MS. STALF: Can we go off the record?</p> <p>3 MS. SAMUELS: Yep.</p> <p>4 (WHEREUPON, off the record.)</p> <p>5 MS. SAMUELS: Okay. So back on the record.</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q When we left off, I was asking you about your</p> <p>8 independent recollections regarding what you did during</p> <p>9 the course of the investigation into Merak Majdak; do</p> <p>10 you recall that?</p> <p>11 A Yes.</p> <p>12 Q Okay. And, essentially, there were -- let's</p> <p>13 call it three main areas that you remembered -- you</p> <p>14 remember speaking with his mother at some point before</p> <p>15 he turned himself in; is that correct?</p> <p>16 A Correct.</p> <p>17 Q You remembered him turning himself in along</p> <p>18 with his mother and his pastor, correct?</p> <p>19 A Correct.</p> <p>20 Q And then the third thing you remembered</p> <p>21 was -- well, let's call it four things you remembered.</p> <p>22 The third thing, you remembered was the</p> <p>23 interrogation with Officer Pietryla, correct?</p> <p>24 A Detective Pietryla, yes.</p> |

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| <p style="text-align: right;">81</p> <p>1 Q Oh, I'm sorry. Detective Pietryla.</p> <p>2 And then you also remembered that he</p> <p>3 gave a videotaped statement?</p> <p>4 A Correct.</p> <p>5 Q Is there anything else regarding your role</p> <p>6 into the investigation of Merak Majdak that you recall?</p> <p>7 MS. STALF: Objection. Asked and answered.</p> <p>8 THE WITNESS: Testifying in court.</p> <p>9 BY MS. SAMUELS:</p> <p>10 Q All right. But nothing during the course of</p> <p>11 the investigation, correct?</p> <p>12 A Correct.</p> <p>13 Q Okay. Now, when you joined, I guess, the</p> <p>14 investigation, it was already ongoing; is that fair to</p> <p>15 say?</p> <p>16 A Yes.</p> <p>17 Q Okay. Do you recall what actions you took to</p> <p>18 get up to speed with the investigation?</p> <p>19 MS. STALF: Objection. Form. Foundation.</p> <p>20 THE WITNESS: Probably read some reports and</p> <p>21 spoke with the Detective assigned to it.</p> <p>22 BY MS. SAMUELS:</p> <p>23 Q And then -- I'm sharing my screen. And I</p> <p>24 don't know if -- can you see? It looks like a General</p> | <p style="text-align: right;">82</p> <p>1 Progress Report?</p> <p>2 MS. STALF: Yeah, we'll need that enlarged</p> <p>3 significantly, Jeanette. It's pretty tiny.</p> <p>4 MS. SAMUELS: Is this better?</p> <p>5 MS. STALF: Yeah, and I'm actually going to</p> <p>6 turn my laptop so that the witness can see my screen,</p> <p>7 because the screen he's using is quite far away.</p> <p>8 MS. SAMUELS: Okay.</p> <p>9 BY MS. SAMUELS:</p> <p>10 Q Can you see this?</p> <p>11 A I can see it. It's difficult to read.</p> <p>12 Q All right. And so I'm showing you what's</p> <p>13 been marked as City NK146. Are you able to read this</p> <p>14 handwriting?</p> <p>15 A I mean, I can make out some of it.</p> <p>16 Q To the best you can, can you just tell me</p> <p>17 what it says?</p> <p>18 A Is that B? I can't read the -- it says Arson</p> <p>19 or Arason, or -- I can't -- is that B? 405 North</p> <p>20 Mason, first floor. It was with grandma. Phone, (773)</p> <p>21 I think, 809-4543, unemployed.</p> <p>22 I don't know what the next word is. And</p> <p>23 I don't know -- I think the one word is prostitute.</p> <p>24 And then I don't know what those initials are. And</p> |
| <p style="text-align: right;">83</p> <p>1 50275.</p> <p>2 Do you want me to continue reading or --</p> <p>3 Q Yeah. And that was pretty -- like, the first</p> <p>4 paragraph or so, correct?</p> <p>5 A Yes.</p> <p>6 MS. STALF: I just want to insert my</p> <p>7 objection to this witness translating what's written in</p> <p>8 this report, if it hasn't been established that this</p> <p>9 individual authored this report, nor has it been</p> <p>10 established that he knows who authored the report, and</p> <p>11 he's indicated that he can't read most of the writing.</p> <p>12 With that being said, if you still want him</p> <p>13 to do it...</p> <p>14 MS. SAMUELS: Yes.</p> <p>15 THE WITNESS: Out loud, or --</p> <p>16 MS. STALF: Yeah, out loud. You want him to</p> <p>17 read it out loud, right?</p> <p>18 MS. SAMUELS: Yes. Please.</p> <p>19 THE WITNESS: "Sergeant Howdy" or --</p> <p>20 "assigned to," I believe, "interview." That's a guess.</p> <p>21 And then "S-a-n-m-o-t," which doesn't make sense to me,</p> <p>22 "Wright, W-r-i-g-h-t."</p> <p>23 And then I can't read that word. It's</p> <p>24 like "pick" or "picked -- "picked up states. She was</p> | <p style="text-align: right;">84</p> <p>1 on worsen, voluntarily." It looks like, "K03" or</p> <p>2 "Paul," misspelled.</p> <p>3 I -- "into the call to" -- it looks</p> <p>4 like, "tells to us," but it's probably "talked to us."</p> <p>5 It's "s-i-t-j-o-c-y." I -- I can't read the word. I</p> <p>6 can't read this next word, "Patrons."</p> <p>7 And I can't read that next word. It</p> <p>8 looks like "C-Q, something. I see "A slash 4," which</p> <p>9 would be Area 4. And "PO", and I can't read the names.</p> <p>10 It looks like an "s-o-r-u --</p> <p>11 s-o-l-d-u-s-d-i," maybe a "y-a-t-n." I believe that's</p> <p>12 the word "understood." I can't make out the next word.</p> <p>13 "To talk with PRDs -- "talk with," it's either "P" or</p> <p>14 "RDs" -- I know it's a "D." I'm not sure what the</p> <p>15 syllable is before.</p> <p>16 BY MS. SAMUELS:</p> <p>17 Q That was the second paragraph, essentially,</p> <p>18 correct?</p> <p>19 A Yes.</p> <p>20 Q All right. Go ahead with the third</p> <p>21 paragraph.</p> <p>22 A "States D" -- I don't know what -- "2M1" -- I</p> <p>23 can't make out that next word. I can't make out that</p> <p>24 next word. "Shot" -- I don't know if it's "un" --</p> |

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| <p style="text-align: right;">85</p> <p>1 "into a White boy on Ohio over drugs."</p> <p>2 "So do sig(phonetic) knows" -- I can't</p> <p>3 read that last name. "Know police, R-o-u-s-t" -- I</p> <p>4 can't make out that other word.</p> <p>5 Got to pull it little closer.</p> <p>6 MS. STALF: Yeah.</p> <p>7 THE WITNESS: "Doesn't know of" -- I can't</p> <p>8 read that word, "human." It looks like "DIPI on" -- so</p> <p>9 I'm in the next paragraph. I don't know what that</p> <p>10 first word is, "to Donney Howl, 20716."</p> <p>11 I can't read that next word, "no</p> <p>12 description. Knowledge of." I don't know what that</p> <p>13 word is. And "2100 hours," that's the only other thing</p> <p>14 I can make out.</p> <p>15 BY MS. SAMUELS:</p> <p>16 Q All right. Thank you very much, sir.</p> <p>17 I shared a second screen, and it -- that</p> <p>18 capture saying, "Chicago Police Department Case</p> <p>19 Supplementary Report;" can you see that?</p> <p>20 A Yes.</p> <p>21 Q All right. And it looks like this first</p> <p>22 report is a three-page document, Bates Stamped City</p> <p>23 NK283 to 285.</p> <p>24 Is it easier if I do full page, or do</p> | <p style="text-align: right;">86</p> <p>1 you need me to Zoom in?</p> <p>2 A Probably Zoom in.</p> <p>3 Q Okay. And so a Case Supplementary Report,</p> <p>4 like the type that you are viewing, can that be</p> <p>5 completed by hand, or is this completed on computer?</p> <p>6 MS. STALF: Objection. Form. Foundation.</p> <p>7 THE WITNESS: Computer.</p> <p>8 BY MS. SAMUELS:</p> <p>9 Q Okay. And my understanding is Chicago Police</p> <p>10 Department vehicles are equipped with computers inside</p> <p>11 them; is that correct?</p> <p>12 MS. STALF: Objection. Form. Foundation.</p> <p>13 THE WITNESS: Now? Yes.</p> <p>14 BY MS. SAMUELS:</p> <p>15 Q Okay. Is it fair to say you are not sure</p> <p>16 whether or not in 2000 the police cars had computers in</p> <p>17 them?</p> <p>18 A They could do these functions, yes.</p> <p>19 Q Okay. That was going to be my question.</p> <p>20 Okay.</p> <p>21 Is this one of the reports that you</p> <p>22 mentioned that you would have reviewed?</p> <p>23 MS. STALF: Objection. Form. Foundation.</p> <p>24 THE WITNESS: I -- could you go back to the</p> |
| <p style="text-align: right;">87</p> <p>1 top?</p> <p>2 BY MS. SAMUELS:</p> <p>3 Q Yes, sir.</p> <p>4 A So -- I'm trying to see what -- could you</p> <p>5 drag it down?</p> <p>6 Q Let me know if I'm going too fast or too</p> <p>7 slow.</p> <p>8 A All right. Is that pretty much it?</p> <p>9 Q That's the first page, yeah.</p> <p>10 A All right.</p> <p>11 Q And so let me ask a better question:</p> <p>12 Is this the case supplementary report</p> <p>13 related to the investigation into the murder of Merak</p> <p>14 Majdak?</p> <p>15 A I don't recall. But I would have to -- I</p> <p>16 don't know the RD number to the case to identify it.</p> <p>17 Q Okay. Do you see this second box where it</p> <p>18 says, "Victim slash Complainant slash Witness slash</p> <p>19 Subject"?</p> <p>20 A Yes.</p> <p>21 Q Okay. And do you see where it says "Role</p> <p>22 Victim"?</p> <p>23 A Yes.</p> <p>24 Q And it says name, Merak. And then it looks</p> | <p style="text-align: right;">88</p> <p>1 like Merak Majdak?</p> <p>2 A That's probably what's confusing me is the</p> <p>3 last name. It's combined.</p> <p>4 Q Gotcha. What I wanted to ask you -- and let</p> <p>5 me know if you don't know any of this information --</p> <p>6 is I'm trying to figure out what -- the questions that</p> <p>7 I'm going to be asking --</p> <p>8 I'm going to be asking you about what</p> <p>9 part is automatically entered, if you know, or what</p> <p>10 part are police officers?</p> <p>11 A What parts are automatically entered?</p> <p>12 Q Yeah. So like -- so when it says, "Report</p> <p>13 Created By," is that something that is automatically in</p> <p>14 the report because you put in your Star Number or</p> <p>15 something, or do you, like, literally write, like I'm</p> <p>16 the person writing this report; do you get what I'm</p> <p>17 saying?</p> <p>18 MS. STALF: Objection. Form. Foundation.</p> <p>19 THE WITNESS: I mean, currently, that's how</p> <p>20 it works. I don't recall if that's exactly how it</p> <p>21 worked back in 2000.</p> <p>22 I know that it does that now. But I</p> <p>23 don't recall if it worked that way back in 2000.</p> <p>24 BY MS. SAMUELS:</p> |

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| <p style="text-align: right;">89</p> <p>1 Q Understood. Do you know what a Case Report</p> <p>2 ID is?</p> <p>3 A I know what a RD number is. Case Report ID,</p> <p>4 I don't recall what it is.</p> <p>5 BY MS. SAMUELS:</p> <p>6 Q Okay. Can one RD number have multiple case</p> <p>7 reports under it?</p> <p>8 MS. STALF: Objection. Form. Foundation.</p> <p>9 THE WITNESS: Generally speaking, one case</p> <p>10 report would have one RD. But you could put several</p> <p>11 RDs in an area or in other boxes of a case report.</p> <p>12 So...</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q And so is the RD number something that the</p> <p>15 officer would put in or something that's already there?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: It depends, again. I'm</p> <p>18 trying -- both, and depending on the circumstances.</p> <p>19 BY MS. SAMUELS:</p> <p>20 Q Okay. What about when it says -- can you see</p> <p>21 this little, like, bulls eye looking thingy as I move</p> <p>22 it?</p> <p>23 A I'm sorry --</p> <p>24 Q I was just wondering if you can see the</p> | <p style="text-align: right;">90</p> <p>1 cursor when I move it, when I'm indicating or not?</p> <p>2 A Yes -- yes, I can.</p> <p>3 Q Oh, okay. So when it says, "Date RO</p> <p>4 arrived;" do you recall if that's something that's</p> <p>5 automatically populated, or something that the RO would</p> <p>6 put?</p> <p>7 MS. STALF: Objection. Form. Foundation.</p> <p>8 THE WITNESS: That would be something on a</p> <p>9 case report that you would have to enter.</p> <p>10 BY MS. SAMUELS:</p> <p>11 Q Okay. Do you know what a supplement -- I'm</p> <p>12 guessing "SUP period" stands for "supplement ID"?</p> <p>13 A Supplementary.</p> <p>14 Q Okay?</p> <p>15 A Would you please repeat that? I'm sorry.</p> <p>16 Q Yeah. Do you know what Supplementary ID</p> <p>17 stands for, what that number is indicating?</p> <p>18 MS. STALF: Objection. Form. Foundation.</p> <p>19 THE WITNESS: I -- I'm trying to find it. I</p> <p>20 mean, it's probably an electronic identification for</p> <p>21 this particular supplementary report.</p> <p>22 BY MS. SAMUELS:</p> <p>23 Q Do you know what "Event Number" is referring</p> <p>24 to?</p> |
| <p style="text-align: right;">91</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 THE WITNESS: An Event Number is generated</p> <p>3 when an RD number is generated; not all the time. That</p> <p>4 number is also generated for 911 calls. I lost her --</p> <p>5 she --</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q I'm sorry. I didn't mean to interrupt you.</p> <p>8 A No. It's okay.</p> <p>9 Q Okay. And then "Occurrence date," is that</p> <p>10 something that's automatically put in there, or that</p> <p>11 the reporting officer would put in there?</p> <p>12 MS. STALF: Objection. Form. Foundation.</p> <p>13 THE WITNESS: Again, it depends if this is an</p> <p>14 original case report or a sup case report, and there's</p> <p>15 other factors. It's --</p> <p>16 BY MS. SAMUELS:</p> <p>17 Q Okay. If it's an original case report, would</p> <p>18 the Officer type it in?</p> <p>19 MS. STALF: Objection. Form. Foundation.</p> <p>20 THE WITNESS: Today? Yes. Back in 2000,</p> <p>21 I -- I don't recall.</p> <p>22 BY MS. SAMUELS:</p> <p>23 Q Okay. And if it's a supplementary case</p> <p>24 report, would that be automatically populated because</p> | <p style="text-align: right;">92</p> <p>1 it's linking to the original case report?</p> <p>2 MS. STALF: Objection. Form. Foundation.</p> <p>3 THE WITNESS: Again, today? Yes. Back in</p> <p>4 2000. I couldn't tell you the specifics of that.</p> <p>5 BY MS. SAMUELS:</p> <p>6 Q Okay. When it says "Unit Assigned," do you</p> <p>7 know what that's referring to -- do you know what</p> <p>8 that's referring to?</p> <p>9 MS. STALF: Objection. Form. Foundation.</p> <p>10 THE WITNESS: I believe that's a beat number.</p> <p>11 BY MS. SAMUELS:</p> <p>12 Q Okay. When it says "IUCR Code;" do you know</p> <p>13 what that's referring to?</p> <p>14 A Yes.</p> <p>15 Q What's that?</p> <p>16 A What's the IUCR Code, or what is the code</p> <p>17 demonstrated?</p> <p>18 Q What's an IUCR code?</p> <p>19 A It's basically how we classify case reports.</p> <p>20 It's an -- it's to bring compatibility with Police</p> <p>21 Departments across the country, kind of, so they could</p> <p>22 track crime. So it's a UCR code.</p> <p>23 Q Okay. So that -- okay. So these are -- two</p> <p>24 are linked, where it says "0110" and then "homicide;"</p> |

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| <p style="text-align: right;">93</p> <p>1 is that what that 0110 means?</p> <p>2 A Yes.</p> <p>3 Q Okay. And then I think "Location Code" is</p> <p>4 self-explanatory.</p> <p>5 Okay. As you sit here today, do you</p> <p>6 have any specific recollection of reviewing this</p> <p>7 report?</p> <p>8 A No, I do not.</p> <p>9 Q Okay. Okay. So going to the next part, it</p> <p>10 looks like it's a four-page case supplementary report.</p> <p>11 Begins with City NK315 and it goes to City NK318. Can</p> <p>12 you see that?</p> <p>13 A You have to blow it up.</p> <p>14 Q Sorry.</p> <p>15 A It's okay.</p> <p>16 Q Okay. Just so you can see what I was seeing,</p> <p>17 like, at the bottom right where it's stamped. It goes</p> <p>18 315 --</p> <p>19 A Correct.</p> <p>20 Q Three 16, 317 and then the end of the report</p> <p>21 would be 318. Okay.</p> <p>22 And so this report, it looks like it was</p> <p>23 created by Patrick Foley. When it says "created by,"</p> <p>24 does that mean that's the person who is authoring the</p> | <p style="text-align: right;">94</p> <p>1 supplementary report?</p> <p>2 MS. STALF: Objection. Form. Foundation.</p> <p>3 THE WITNESS: I believe, in general, yes.</p> <p>4 BY MS. SAMUELS:</p> <p>5 Q Okay. To your knowledge, did you have any</p> <p>6 role in the creation of this supplementary report?</p> <p>7 And I'm sort of scrolling through it.</p> <p>8 Let me know if you want me to slow down.</p> <p>9 Oh, that's what I was going to ask: Is</p> <p>10 there always a Youth Detective assigned to a case?</p> <p>11 MS. STALF: Objection. Form. Foundation.</p> <p>12 THE WITNESS: I -- I'm not sure what you are</p> <p>13 talking about. I'm trying to --</p> <p>14 BY MS. SAMUELS:</p> <p>15 Q Sure. So on --</p> <p>16 A Oh, oh. That's -- no. That's Detective</p> <p>17 slash Youth Officer.</p> <p>18 Q Okay?</p> <p>19 A It's --</p> <p>20 Q So, basically, that's a Detective, but the</p> <p>21 heading just says "Detective slash Youth Investigator;"</p> <p>22 is that fair to say?</p> <p>23 A I believe so.</p> <p>24 Q Okay. To your knowledge, would there have</p> |
| <p style="text-align: right;">95</p> <p>1 been any reason to have the Youth Investigator involved</p> <p>2 in this investigation?</p> <p>3 A Not that I recall.</p> <p>4 Q Okay. I'm sorry. And the Supplemental ID on</p> <p>5 this report was 217124, correct?</p> <p>6 A I would have to see it.</p> <p>7 Q So you see that at the top right? It sort of</p> <p>8 goes, Case Report ID, RD Number, Supplemental ID.</p> <p>9 A Yes.</p> <p>10 Q Okay. And that one you weren't involved in.</p> <p>11 The next case report or supplement is a</p> <p>12 three-page report. It looks like it's City NK303 --</p> <p>13 oop, what am I doing -- to City NK305; is that correct?</p> <p>14 A 304?</p> <p>15 Q Yeah. So 304 is Page 2. And then Page 3 is</p> <p>16 305; is that fair?</p> <p>17 A Yes.</p> <p>18 Q Do you recall working with Donald Wolverton</p> <p>19 during the course of this investigation?</p> <p>20 MS. STALF: Objection. Form. Foundation.</p> <p>21 THE WITNESS: I believe I did not.</p> <p>22 BY MS. SAMUELS:</p> <p>23 Q All right. Had you ever worked with</p> <p>24 detective Pietryla before?</p> | <p style="text-align: right;">96</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 THE WITNESS: Could you be more specific</p> <p>3 about the timeframe?</p> <p>4 BY MS. SAMUELS:</p> <p>5 Q Yes, sir. So before this crime -- murder</p> <p>6 investigation for Merak Majdak, had you ever worked</p> <p>7 with Detective Pietryla before that?</p> <p>8 A No.</p> <p>9 Q And it looks like this case supplementary</p> <p>10 report is --</p> <p>11 Do you recall reviewing this case</p> <p>12 supplementary report?</p> <p>13 MS. STALF: Objection. Form. Foundation.</p> <p>14 THE WITNESS: Is there a narrative?</p> <p>15 MS. SAMUELS: There is no narrative that I</p> <p>16 can see.</p> <p>17 THE WITNESS: I don't -- I don't recall.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q All right. Do you know why some case</p> <p>20 supplementary reports are stamped "Permanent Retention</p> <p>21 File," while others aren't?</p> <p>22 MS. STALF: Objection. Form. Foundation.</p> <p>23 THE WITNESS: No, I don't.</p> <p>24 BY MS. SAMUELS:</p> |

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| <p style="text-align: right;">97</p> <p>1 Q After you are done with a murder 2 investigation, what do you do with the file? 3 A I'm sorry? I lost part of that, the end of 4 it. 5 Q Yeah, so once you are completed with an 6 investigation into a murder, what do you do with the 7 file? 8 MS. STALF: Objection. Form. Foundation. 9 THE WITNESS: Turn it in. 10 BY MS. SAMUELS: 11 Q Who do you turn it in to? Is it like a 12 specific person it's supposed to be turned in to? 13 MS. STALF: Same objection. 14 THE WITNESS: At that time, a Supervisor. I 15 don't know if it's different now. 16 BY MS. SAMUELS: 17 Q Okay. And then it looks like the next case 18 report, the next supplementary case report under this 19 RD number is an 11-page report with the Supplementary 20 ID of 222288. 21 I'm showing you Documents NK19 through 22 28 -- oh, I'm sorry -- to NK29. Just so you can see, 23 it's a full report. And then I'm just going to skip to 24 Page 4 of this report, which is the narrative section;</p> | <p style="text-align: right;">98</p> <p>1 is that okay? 2 A Do you know who it's created by? 3 MS. STALF: Yeah, I mean, if you could let 4 the witness see the entire document, I think that would 5 probably be helpful, if you've got questions off the 6 document. 7 MS. SAMUELS: Sure. 8 BY MS. SAMUELS: 9 Q Do you still want me to Zoom it in, or do you 10 want the full page? 11 A You'd have to Zoom it in. I can't read that 12 at all. I'm sorry. 13 Q No problem. So it looks like this 11-page 14 supplement was created by Donald Wolverton; is that 15 correct? 16 MS. STALF: Objection. Form. Foundation. 17 THE WITNESS: Yes. 18 BY MS. SAMUELS: 19 Q And then -- I would like -- are your 20 experience of the first few pages of the case 21 supplement the same, they contain the same information? 22 MS. STALF: Objection. Form. Foundation. 23 THE WITNESS: I don't recall. 24</p> |
| <p style="text-align: right;">99</p> <p>1 BY MS. SAMUELS: 2 Q Okay. And so I'm just trying to slowly 3 scroll through the first few pages until we get to the 4 narrative section. I don't think there's anything else 5 on this page. 6 All right. And then on Page 4, it looks 7 like there's a narrative; do you see this? 8 A Yes. 9 Q And so sort of -- you can see sort of the 10 first half of the narrative, which gives the date and 11 time assigned, some information about the victim, the 12 victim -- and it says wanted, unknown, person, and 13 that's in bracket's; do you see that? 14 A Yes. 15 Q As you sit here today, do you have any 16 recollection of whether or not you viewed this document 17 previously? 18 MS. STALF: Objection. Form. Foundation. 19 THE WITNESS: No. 20 MS. STALF: Vague as to timeframe. 21 THE WITNESS: Sorry. 22 No, I don't have a recollection. 23 BY MS. SAMUELS: 24 Q Okay. And then the second half, I scrolled</p> | <p style="text-align: right;">100</p> <p>1 down, is more information about the victim and the 2 medical examiner, correct? 3 A Yes. 4 Q And then it looks like the -- Page 5 of this 5 report is a notification of the victim's family member; 6 is that correct? 7 A Yes, it appears correct. 8 Q There's also some vehicle information. And 9 then I think Page 6 through -- well, let's just go -- 10 do you -- 11 Do you recall reviewing this case report 12 in preparation for your deposition? 13 A Do I recall for my deposition? 14 Q Yes, sir. 15 A No. 16 Q All right. Do you recall reviewing this at 17 the time that you were investigating the murder? 18 A I can't recall. 19 Q Okay. Do you recall ever speaking to any 20 witnesses in relation to this incident besides Jovanie, 21 his mother and her pastor? 22 A I -- actually, I can answer that. No. 23 Q No. So let's skip this case report, which -- 24 well, the rest of it, which seems to be a canvas.</p> |

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| <p style="text-align: right;">101</p> <p>1 Let's go to -- the next document looks</p> <p>2 to be -- or the next case report looks to be a ten-page</p> <p>3 case report with the supplementary -- is it the same</p> <p>4 thing?</p> <p>5 That is the same thing. It's the same</p> <p>6 Supplemental ID. So we are going to go to -- the next</p> <p>7 case reports seems to be a four-page record with</p> <p>8 Supplementary ID 228503, correct?</p> <p>9 A Correct.</p> <p>10 Q And it looks like this was reported by John</p> <p>11 Cruz?</p> <p>12 A Correct.</p> <p>13 Q Do you recall working with John Cruz during</p> <p>14 the course of this investigation?</p> <p>15 MS. STALF: Objection. Form. Foundation.</p> <p>16 THE WITNESS: No.</p> <p>17 BY MS. SAMUELS:</p> <p>18 Q All right. Prior to this investigation into</p> <p>19 the murder of Merak Majdak, had you ever worked with</p> <p>20 John Cruz before?</p> <p>21 MS. STALF: Objection. Form. Foundation.</p> <p>22 THE WITNESS: To the best of my recollection,</p> <p>23 no.</p> <p>24</p> | <p style="text-align: right;">102</p> <p>1 BY MS. SAMUELS:</p> <p>2 Q Okay. And then just scrolling through this</p> <p>3 case report, which is City NK33 -- the same</p> <p>4 information. And it looks like there's a narrative on</p> <p>5 Page 3 of this report. And it says, "Subject to be</p> <p>6 interviewed Yvette Hill," correct?</p> <p>7 A Yes.</p> <p>8 Q All right. And this goes from Page 3 in to</p> <p>9 Page 4, I believe, briefly; is that fair?</p> <p>10 A Page -- yes.</p> <p>11 Q All right. Do you want me to give you a</p> <p>12 chance to read it? I'm just going to ask if you</p> <p>13 remember reading this.</p> <p>14 A I don't recall reading this.</p> <p>15 Q All right. And to be clear, I mean at the</p> <p>16 time that you were investigating this murder, do you</p> <p>17 recall reviewing this supplementary -- reviewing</p> <p>18 information like this?</p> <p>19 MS. STALF: Object to the form of the</p> <p>20 question.</p> <p>21 THE WITNESS: I can't specifically recall if</p> <p>22 I read this at the time or not.</p> <p>23 BY MS. SAMUELS:</p> <p>24 Q Do you recall ever speaking with a witness</p> |
| <p style="text-align: right;">103</p> <p>1 known by Yvette Hill or any of those fake names under</p> <p>2 Yvette Hill?</p> <p>3 MS. STALF: Objection. Foundation.</p> <p>4 THE WITNESS: No.</p> <p>5 BY MS. SAMUELS:</p> <p>6 Q It looks like the next supplement is a 9-page</p> <p>7 supplement 393-6611 is the Supplementary ID; do you see</p> <p>8 that?</p> <p>9 A Yes.</p> <p>10 Q Also, created by John Cruz, correct?</p> <p>11 MS. STALF: Objection. Form. Foundation.</p> <p>12 THE WITNESS: Correct.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q Okay. And then we are going to scroll</p> <p>15 through the first two pages, which I believe just</p> <p>16 relist the same stuff.</p> <p>17 So that we can get to the narrative</p> <p>18 section. And this report list Jovanie Long and Xavier</p> <p>19 Walker as a suspect, correct?</p> <p>20 A Yes.</p> <p>21 Q And do you see where it says, under Jovanie</p> <p>22 Long's name, "IDENT period through INPST period,</p> <p>23 question mark"?</p> <p>24 A Yes.</p> | <p style="text-align: right;">104</p> <p>1 Q What does that mean? Or what's that supposed</p> <p>2 to read? It looks like it's some sort of abbreviation.</p> <p>3 MS. STALF: Objection to form. Foundation.</p> <p>4 THE WITNESS: I'm not sure. This generation</p> <p>5 report -- I can't recall.</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Is this supposed to be identified through</p> <p>8 investigation?</p> <p>9 MS. STALF: Objection. Form. Foundation.</p> <p>10 THE WITNESS: Counselor, I don't recall. And</p> <p>11 some of these formats have changed, so --</p> <p>12 And if the actual report creator fills</p> <p>13 it in, or if an administrative person fills it in, this</p> <p>14 has gone through some generations. I don't recall what</p> <p>15 that means.</p> <p>16 BY MS. SAMUELS:</p> <p>17 Q All right. That's just what I wanted to make</p> <p>18 sure.</p> <p>19 And then it looks like on Page 4 of this</p> <p>20 report is where we start the narrative section; is that</p> <p>21 correct?</p> <p>22 A Yes.</p> <p>23 Q Okay. It looks like, at this time, both,</p> <p>24 Jovanie and Xavier are in custody?</p> |

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| <p style="text-align: right;">105</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 THE WITNESS: Yes, it appears so.</p> <p>3 BY MS. SAMUELS:</p> <p>4 Q And it lists a number of witnesses. I don't</p> <p>5 think I'm going to read them all, because there's a</p> <p>6 few.</p> <p>7 Oh, but, so -- but one question I do</p> <p>8 want to ask: Is it looks like there was a sports shoe</p> <p>9 that was inventoried as evidence; do you see that?</p> <p>10 A I see it, but I don't recall.</p> <p>11 Q All right. That was going to be my question</p> <p>12 was whether you recall having any role in that.</p> <p>13 And then -- I'm sorry. Go ahead.</p> <p>14 A Who? Me?</p> <p>15 Q No, I thought I cut you off.</p> <p>16 A Oh, no. Go ahead, Counsel.</p> <p>17 Q And so towards the end of the page, it goes</p> <p>18 to investigation and then there seems to be a summary.</p> <p>19 And I'm trying to scroll slower because there's a lot</p> <p>20 of information in --</p> <p>21 Do you want an opportunity to read this</p> <p>22 or are you good?</p> <p>23 MS. STALF: I would ask that the witness be</p> <p>24 given a minute to read it if he is going to be asked</p> | <p style="text-align: right;">106</p> <p>1 some questions about it.</p> <p>2 MS. SAMUELS: I'm just going to ask if he</p> <p>3 remembers whether he read it.</p> <p>4 THE WITNESS: In what timeframe, if I -- I</p> <p>5 don't recall reading it 20 years ago. I don't believe</p> <p>6 I read it recently. I don't know.</p> <p>7 BY MS. SAMUELS:</p> <p>8 Q Okay. So that's all I was asking. And so</p> <p>9 it's sort of -- this part, the narrative, goes through</p> <p>10 the witness statements of Maurice Wright and Mary</p> <p>11 Curry, and Ashanti Wright; does that change your answer</p> <p>12 at all?</p> <p>13 A I may have -- may have read it when I was</p> <p>14 doing the investigation, but I can't recall</p> <p>15 specifically.</p> <p>16 Q Do you recall having any interactions,</p> <p>17 whatsoever, with Antwoine Waddy?</p> <p>18 A No, I don't recall.</p> <p>19 Q Do you recall having any interactions,</p> <p>20 whatsoever, with Mary Curry?</p> <p>21 A It's -- I don't think it's Jovanie's mom --</p> <p>22 is that Jovanie's mom?</p> <p>23 Q I will stipulate that Jovanie's mother's name</p> <p>24 is Regina Long.</p> |
| <p style="text-align: right;">107</p> <p>1 A I don't recall.</p> <p>2 Q All right. Do you recall having any</p> <p>3 interactions, whatsoever, with Jermaica Wright?</p> <p>4 A No, I don't recall.</p> <p>5 Q All right. Do you recall having any</p> <p>6 interactions, whatsoever, with -- excuse me -- Ashanti</p> <p>7 Wright?</p> <p>8 A No. I don't believe I had any interactions</p> <p>9 with Ashanti Wright.</p> <p>10 Q And this looks like it's -- the next</p> <p>11 supplement looks like it's a six-page Case</p> <p>12 Supplementary Report with Supplementary ID 460-312; is</p> <p>13 that correct?</p> <p>14 A Where -- what number are you reading? I'm</p> <p>15 sorry.</p> <p>16 Q I'm sorry. So in that first box in the</p> <p>17 second line, all the way to the left, the Supplementary</p> <p>18 ID says 460-312.</p> <p>19 A Okay. I see your thing now.</p> <p>20 Q All right. And so it looks like this report</p> <p>21 was created by Michael Pietryla?</p> <p>22 MS. STALF: Objection. Form. Foundation.</p> <p>23 BY MS. SAMUELS:</p> <p>24 Q Is that correct, sir?</p> | <p style="text-align: right;">108</p> <p>1 A I'm sorry. I didn't know that -- if --</p> <p>2 Q I know. It's pretty, for me, late, at this</p> <p>3 point. Just trying to speed through these.</p> <p>4 So in -- on Page 2 of this report, it</p> <p>5 says, "Suspect in custody". It says, "Yes." And the</p> <p>6 first suspect listed as Jovanie Long; do you see that?</p> <p>7 A Yes.</p> <p>8 Q All right. And then it gives a brief</p> <p>9 description of his clothing where it says "Black</p> <p>10 T-shirt". Do you see that?</p> <p>11 A I'm looking for it.</p> <p>12 Can I pull this closer, please?</p> <p>13 MS. STALF: Yeah, go ahead.</p> <p>14 THE WITNESS: All right. I see it. Yes.</p> <p>15 BY MS. SAMUELS:</p> <p>16 Q Is that what he was wearing -- would that be</p> <p>17 indicating what he was wearing at the time he turned</p> <p>18 himself in or at the time of the alleged offense?</p> <p>19 MS. STALF: Objection. Form. Foundation?</p> <p>20 THE WITNESS: I don't know.</p> <p>21 BY MS. SAMUELS:</p> <p>22 Q All right. And then I'm scrolling through</p> <p>23 this report to get to the narrative section. And it</p> <p>24 looks like the narrative section starts on Page 5.</p> |

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| <p style="text-align: right;">109</p> <p>1 And it looks like it's an interview with</p> <p>2 a bunch of individuals who knew the victim; is that</p> <p>3 fair?</p> <p>4 MS. STALF: Objection. Form. Foundation.</p> <p>5 THE WITNESS: I don't know.</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Do you recall reviewing this report at the</p> <p>8 time that you were assisting with the murder</p> <p>9 investigation?</p> <p>10 A No, I do not recall.</p> <p>11 Q Do you recall reviewing this report in</p> <p>12 preparation for your deposition?</p> <p>13 A No, I don't recall.</p> <p>14 Q Do you recall which supplementary report you</p> <p>15 did review that helped refresh your recollection?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: Would be closing sup.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q So let's skip to the end.</p> <p>20 A And one other sup -- or two other sups that I</p> <p>21 was named in.</p> <p>22 Q All right. Do you recall authoring any</p> <p>23 supplementary reports?</p> <p>24 MS. STALF: Objection. Form. Foundation.</p> | <p style="text-align: right;">110</p> <p>1 THE WITNESS: No, I do not.</p> <p>2 BY MS. SAMUELS:</p> <p>3 Q That's not it. No, that's not you. Nope.</p> <p>4 Was this -- nope.</p> <p>5 Here we go. So I'm showing you Case</p> <p>6 Supplementary Report 460 with the Supplementary ID</p> <p>7 460370; do you see that?</p> <p>8 A Yes.</p> <p>9 Q And it looks like this report was authored by</p> <p>10 Mike Pietryla?</p> <p>11 MS. STALF: Objection. Form. Foundation.</p> <p>12 THE WITNESS: Yes, I believe so.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q Do you have any information to believe that</p> <p>15 he didn't author this report?</p> <p>16 A Would you repeat? I'm sorry.</p> <p>17 Q Yes. Do you have any reason to believe that</p> <p>18 Michael Pietryla did not author this report?</p> <p>19 A No, I -- no.</p> <p>20 Q I'm going to Page --</p> <p>21 MS. STALF: Jeanette, could you please</p> <p>22 identify, for the record, which page numbers, Bates</p> <p>23 Stamped numbers you are showing the witness?</p> <p>24 MS. SAMUELS: Sure. So this is City NK688</p> |
| <p style="text-align: right;">111</p> <p>1 through -- well, it's mixed up, because 688 through</p> <p>2 City NK71. And then Pages 5 and 6 are City NK215 and</p> <p>3 216.</p> <p>4 BY MS. SAMUELS:</p> <p>5 Q And so -- it looks -- so Page 5 and 6 --</p> <p>6 And you see, it's the same Supplementary</p> <p>7 ID 460370, correct?</p> <p>8 A Correct.</p> <p>9 Q Okay. Is this one of the reports that you</p> <p>10 reviewed?</p> <p>11 A Could you keep going?</p> <p>12 Q Yes, sir.</p> <p>13 Keep going?</p> <p>14 A Yeah.</p> <p>15 Q Okay.</p> <p>16 A Could you go back up to the top for the date</p> <p>17 of this?</p> <p>18 Q Is this -- are you talking about the date and</p> <p>19 time assigned?</p> <p>20 A No. The -- would you go further up, I think?</p> <p>21 Is it -- top page.</p> <p>22 Q Do you want the first page?</p> <p>23 A Yeah, the first page.</p> <p>24 Q Okay.</p> | <p style="text-align: right;">112</p> <p>1 A And then if you can go to the narrative.</p> <p>2 Q So this is the first page.</p> <p>3 A All right. Can you just slowly scroll</p> <p>4 through it to the narrative?</p> <p>5 Q Gotcha.</p> <p>6 A You can go a little more, see what we got.</p> <p>7 You can stop it at -- you can stop there</p> <p>8 for a second.</p> <p>9 Q All right.</p> <p>10 A Thank you.</p> <p>11 Q No problem.</p> <p>12 A Okay.</p> <p>13 Q Is this one of the requests that you reviewed</p> <p>14 in preparation for your deposition?</p> <p>15 A Yes.</p> <p>16 Q All right. And so scrolling up where it</p> <p>17 says -- where did it go? When it says date and time</p> <p>18 assigned, is that the time that somebody told you to</p> <p>19 call Regina Long?</p> <p>20 Let me just ask this straighter</p> <p>21 question: When it says day and time assigned, what do</p> <p>22 you understand that to mean?</p> <p>23 MS. STALF: Objection. Form. Foundation.</p> <p>24 THE WITNESS: I believe that's the date and</p> |

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| <p style="text-align: right;">113</p> <p>1 time that -- we started the shift and then we are</p> <p>2 working on this. So...</p> <p>3 BY MS. SAMUELS:</p> <p>4 Q And then under "assigned," it says Detective</p> <p>5 M. Pietryla and then it also says GCSP, J. Riordan,</p> <p>6 correct?</p> <p>7 A Correct.</p> <p>8 Q What does GCSP stand for?</p> <p>9 A Gang Crime Specialist.</p> <p>10 Q Okay. Do you recall how you were able to get</p> <p>11 Regina Long's phone number?</p> <p>12 MS. STALF: Objection. Form. Foundation.</p> <p>13 THE WITNESS: No, no.</p> <p>14 BY MS. SAMUELS:</p> <p>15 Q Do you recall how many times you had spoken</p> <p>16 with Regina Long prior to the 5th of June 2000?</p> <p>17 A I don't believe at all.</p> <p>18 Q And it list -- this says the report of</p> <p>19 Detective Pietryla and also yourself, correct?</p> <p>20 A Correct.</p> <p>21 Q Generally speaking, do you have a chance to</p> <p>22 review a report before it's finalized?</p> <p>23 MS. STALF: Objection. Form. Foundation.</p> <p>24 THE WITNESS: Before it's finalized, or</p> | <p style="text-align: right;">114</p> <p>1 before it's -- I don't recall.</p> <p>2 BY MS. SAMUELS:</p> <p>3 Q All right. Do you know, one way or another,</p> <p>4 whether you had a chance to review this report before</p> <p>5 it was submitted?</p> <p>6 A I wouldn't recall.</p> <p>7 Q Okay. And then that ends that report.</p> <p>8 Let's see -- I don't think this report</p> <p>9 talks about you.</p> <p>10 MS. STALF: Jeanette, just so I'm clear for</p> <p>11 housekeeping purposes for each of these reports that we</p> <p>12 are looking at, are you marking them separate exhibits</p> <p>13 to the deposition, or is this whole chunk of sup</p> <p>14 reports being marked as a single exhibit.</p> <p>15 MS. SAMUELS: I'm not marking any of them as</p> <p>16 exhibits.</p> <p>17 MS. STALF: Okay.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q All right. And then I'm showing you -- it's</p> <p>20 a six-page report. And it looks like its Case</p> <p>21 Supplementary ID is 460381, correct?</p> <p>22 A Correct.</p> <p>23 Q And this report was created by Michael</p> <p>24 Pietryla?</p> |
| <p style="text-align: right;">115</p> <p>1 MS. STALF: Objection. Form. Foundation.</p> <p>2 THE WITNESS: That's what it indicates on the</p> <p>3 report, but I don't recall specifically.</p> <p>4 BY MS. SAMUELS:</p> <p>5 Q And then scrolling to the 5th page of this</p> <p>6 report is where the narrative section begins, correct?</p> <p>7 A Yes, I believe so.</p> <p>8 MS. STALF: And, again, for the record, could</p> <p>9 you identify that Bates Stamped document. Again, if</p> <p>10 you're not going to be marking these as exhibits, we're</p> <p>11 going to have no idea what the witness is talking about</p> <p>12 in the deposition transcript --</p> <p>13 MS. SAMUELS: City NK 217, 218, 219, 220, 221</p> <p>14 and 222 is this six-page supplementary report that was</p> <p>15 previously identified by its Case Supplementary ID.</p> <p>16 BY MS. SAMUELS:</p> <p>17 Q All right. And then again, this looks like</p> <p>18 one of the reports where you were assigned, correct?</p> <p>19 A Yes, I believe so.</p> <p>20 Q All right. Do you want to take a chance to</p> <p>21 review the narrative under "Investigation"?</p> <p>22 A Sure.</p> <p>23 Q All right. Let me know when you want me to</p> <p>24 scroll.</p> | <p style="text-align: right;">116</p> <p>1 A You can scroll up.</p> <p>2 Could you scroll back up to the top of</p> <p>3 this? A little more. Yeah, a little more. I want to</p> <p>4 see. All right.</p> <p>5 Q All right. That's good?</p> <p>6 A That's good.</p> <p>7 Q All right. And, again, when you reviewed</p> <p>8 this report and it says, "Date and time assigned," what</p> <p>9 do you take that to mean?</p> <p>10 A Basically, the date and time that we started</p> <p>11 working on this investigation.</p> <p>12 Q All right. So when you -- do you mean the</p> <p>13 investigation in general, or this particular narrative</p> <p>14 portion?</p> <p>15 A I believe in general, because that's the</p> <p>16 start of our shift.</p> <p>17 Q Okay. And, essentially, this -- the</p> <p>18 narrative portion relays a conversation that you had</p> <p>19 with Regina Long, fair?</p> <p>20 A Yes.</p> <p>21 Q All right. And this indicates status of the</p> <p>22 report of, both, you and Detective Pietryla; is that</p> <p>23 correct?</p> <p>24 A Correct.</p> |

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| <p style="text-align: right;">117</p> <p>1 Q Having reviewed the report, is there anything</p> <p>2 you like to add, edit or change?</p> <p>3 MS. STALF: Objection. Form. Foundation.</p> <p>4 THE WITNESS: No.</p> <p>5 BY MS. SAMUELS:</p> <p>6 Q It can't be that many reports left, I swear.</p> <p>7 All right. So this next report is a</p> <p>8 six-page case supplementary, with a Case Supplementary</p> <p>9 ID of 460387; do you see that?</p> <p>10 A Okay. Yes.</p> <p>11 Q I'm going to scroll through the report that</p> <p>12 begins on Bates Stamp City NK223, City NK224, City</p> <p>13 NK225, City NK226. And City NK227 is Page 5 of the</p> <p>14 report, correct?</p> <p>15 A Correct.</p> <p>16 Q Do you want me to slowly scroll through for</p> <p>17 it -- for you?</p> <p>18 A Just go up a little bit so I could --</p> <p>19 all right. You could scroll down a little bit.</p> <p>20 You can stop for a second. Thank you.</p> <p>21 Q No problem.</p> <p>22 A Okay.</p> <p>23 Q So it looks like the date and time assigned</p> <p>24 was 28, July, 2016, 30 hours, correct?</p> | <p style="text-align: right;">118</p> <p>1 A Correct.</p> <p>2 Q And what do you understand date and time</p> <p>3 assigned to reflect?</p> <p>4 A I believe it's the day and the start of my</p> <p>5 shift, because our shift started at -- around 4:30, so</p> <p>6 16:30 hours.</p> <p>7 Q Okay. It looks like, both, you and Detective</p> <p>8 Pietryla, were assigned this particular task; is that</p> <p>9 fair?</p> <p>10 A Correct.</p> <p>11 Q All right. And the narrative section recalls</p> <p>12 in summary, a conversation with Regina Long; is that</p> <p>13 fair?</p> <p>14 A Yes.</p> <p>15 Q And I believe this report indicates that she</p> <p>16 had spoken with Jovanie, and he intends to turn himself</p> <p>17 in on approximately August 3rd or 4th, 2000; fair?</p> <p>18 A Yes.</p> <p>19 Q And at the bottom, it states that this is the</p> <p>20 report of, both, you and Detective Pietryla?</p> <p>21 MS. STALF: Objection. Form. Foundation.</p> <p>22 THE WITNESS: Yes.</p> <p>23 BY MS. SAMUELS:</p> <p>24 Q Is this one of the reports that you reviewed</p> |
| <p style="text-align: right;">119</p> <p>1 in preparation for your deposition?</p> <p>2 A Yes.</p> <p>3 Q All right. As you sit here today, do you</p> <p>4 have any reason to believe that anything indicated in</p> <p>5 this report is inaccurate?</p> <p>6 MS. STALF: Objection. Form. Foundation.</p> <p>7 THE WITNESS: As I sit here today, no.</p> <p>8 BY MS. SAMUELS:</p> <p>9 Q Okay. And I believe this is our last</p> <p>10 supplementary report, at last. It's a nine-page case</p> <p>11 report indicated by Supplementary ID 460407; do you see</p> <p>12 that?</p> <p>13 A I'm looking for it. Give me one second.</p> <p>14 46 -- okay. Could you repeat the number we are looking</p> <p>15 at?</p> <p>16 Q 460407.</p> <p>17 A All right.</p> <p>18 Q And it looks like this report was authored by</p> <p>19 Detective Pietryla.</p> <p>20 MS. STALF: Objection. Form. Foundation.</p> <p>21 THE WITNESS: Yes.</p> <p>22 BY MS. SAMUELS:</p> <p>23 Q All right. And it begins with City NK229.</p> <p>24 And we are going to scroll to the narrative section,</p> | <p style="text-align: right;">120</p> <p>1 which begins on City NK232.</p> <p>2 Is this the case -- is this the cleared</p> <p>3 case -- is this the clear closed supplementary report</p> <p>4 you were referring to earlier?</p> <p>5 A Yes.</p> <p>6 Q All right. And I'm gonna -- do you need a</p> <p>7 chance to review it?</p> <p>8 A I would -- actually, I would like to use the</p> <p>9 washroom really quick before we go through this --</p> <p>10 MS. SAMUELS: Yeah, no problem.</p> <p>11 THE WITNESS: -- for a few minutes. Thank</p> <p>12 you.</p> <p>13 MS. STALF: Going off the record?</p> <p>14 Are we going off the record?</p> <p>15 MS. SAMUELS: Oh, yeah.</p> <p>16 (WHEREUPON, off the record.)</p> <p>17 MS. SAMUELS: Everybody here? Good to go.</p> <p>18 BY MS. SAMUELS:</p> <p>19 Q So where we left off, you were reviewing case</p> <p>20 report with supplementary ID 406407?</p> <p>21 A Correct.</p> <p>22 MS. STALF: I'm sorry. I just want to make</p> <p>23 sure Madam Court Reporter is back, right, and we're on</p> <p>24 the record?</p> |

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| <p style="text-align: right;">121</p> <p>1 THE COURT REPORTER: Yes.</p> <p>2 MS. SAMUELS: Yes, she's here.</p> <p>3 THE COURT REPORTER: Yes. Thank you.</p> <p>4 MS. STALF: I have a limited view of the</p> <p>5 screen right now. I apologize.</p> <p>6 MS. SAMUELS: No problem.</p> <p>7 BY MS. SAMUELS:</p> <p>8 Q And you indicated that this was one of the</p> <p>9 reports that you reviewed in preparation for your</p> <p>10 deposition, correct?</p> <p>11 A Can I read more of the narrative, please?</p> <p>12 Q Do you want me to scroll up or down?</p> <p>13 A That's fine. Then I can start from here.</p> <p>14 Okay. Could you go to the next</p> <p>15 paragraph? Could you go to the next paragraph?</p> <p>16 You could scroll up a little bit.</p> <p>17 Pause.</p> <p>18 You can scroll up a little bit. Pause</p> <p>19 again.</p> <p>20 Can you scroll up a little bit more?</p> <p>21 MS. STALF: We lost the exhibit on our end.</p> <p>22 It looks like we lost Jeanette.</p> <p>23 (WHEREUPON, there was a pause.)</p> <p>24 MS. SAMUELS: So I apologize. My computer</p> | <p style="text-align: right;">122</p> <p>1 just died suddenly. I just logged in on my phone. So</p> <p>2 I'm unable to bring that report back up.</p> <p>3 But, actually, let me see if I can do</p> <p>4 that. Let me figure this out.</p> <p>5 Can I flip this?</p> <p>6 BY MS. SAMUELS:</p> <p>7 Q Can you see the report now?</p> <p>8 A Very minimally. I can't -- I probably</p> <p>9 wouldn't be able to read it. I'm sorry.</p> <p>10 Q All right. It was worth a shot. Were you</p> <p>11 able to finish reading what was on that page?</p> <p>12 A I'm not sure. I -- I think so, but I'm not</p> <p>13 sure. I'd asked you to move it up, and then you went</p> <p>14 out, so I --</p> <p>15 Q Okay. Did you get to the part about the ASA?</p> <p>16 MS. STALF: Objection. Form. Foundation.</p> <p>17 THE WITNESS: I read something about the ASA,</p> <p>18 yeah, but I don't know if it the complete statement.</p> <p>19 BY MS. SAMUELS:</p> <p>20 Q Gotcha. So I'm going to read the complete</p> <p>21 paragraph about the ASA, which concludes the report,</p> <p>22 for the Witness' education, since I can no longer bring</p> <p>23 it up.</p> <p>24 MS. SAMUELS: Ms. Court Reporter, you don't</p> |
| <p style="text-align: right;">123</p> <p>1 have to report, verbatim, what I'm saying; is that okay</p> <p>2 with you?</p> <p>3 MS. ADEEYO: Can we just get the Bates Stamp</p> <p>4 also?</p> <p>5 MS. SAMUELS: It's City NK236 to 237, that's</p> <p>6 the end of the report.</p> <p>7 MS. STALF: And I think anything that's said</p> <p>8 on the record has to be taken down verbatim. I</p> <p>9 wouldn't agree to there being an informal reading of</p> <p>10 anybody's statements being made on the record.</p> <p>11 BY MS. SAMUELS:</p> <p>12 Q How about we leave it at this: From</p> <p>13 reviewing the report, did that refresh your</p> <p>14 recollection regarding any other specific instances or</p> <p>15 interactions you had with Jovanie Long?</p> <p>16 A Yes.</p> <p>17 Q What else did you specifically recall after</p> <p>18 reviewing the report?</p> <p>19 A It's hard to -- I would probably need the</p> <p>20 report. Basically, that the ASA's name, Jim Nebar -- I</p> <p>21 don't know.</p> <p>22 Q Let me ask it this way: Is there anything</p> <p>23 not in the report that you now remember because you</p> <p>24 read the report?</p> | <p style="text-align: right;">124</p> <p>1 MS. ADEEYO: Objection. Form.</p> <p>2 THE WITNESS: Not that I recall now, no.</p> <p>3 BY MS. SAMUELS:</p> <p>4 Q All right. Who is GCSP Krolol(Phonetic)?</p> <p>5 MS. STALF: Objection. Form. Foundation.</p> <p>6 THE WITNESS: She is a Gang Specialist</p> <p>7 assigned to Area 4.</p> <p>8 BY MS. SAMUELS:</p> <p>9 Q Do you know why that Gang Specialist was</p> <p>10 assisting with the investigation?</p> <p>11 MS. STALF: Objection. Form. Foundation.</p> <p>12 THE WITNESS: I don't recall why, no.</p> <p>13 BY MS. SAMUELS:</p> <p>14 Q Have you ever seen any other Chicago Police</p> <p>15 Officer engage in any misconduct in the course and</p> <p>16 scope of their duties?</p> <p>17 MS. ADEEYO: Objection to form, foundation.</p> <p>18 MS. STALF: Join.</p> <p>19 THE WITNESS: Sorry, Counsel, could you</p> <p>20 repeat? I lost the last word, or last couple words you</p> <p>21 said.</p> <p>22 BY MS. SAMUELS:</p> <p>23 Q Have you ever seen a CPD Officer engage in</p> <p>24 misconduct in the course or scope of their duties?</p> |

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| <p style="text-align: right;">125</p> <p>1 MS. ADEEYO: Same objection.</p> <p>2 MS. STALF: Join.</p> <p>3 THE WITNESS: Nothing that I can recall off</p> <p>4 the top of my head.</p> <p>5 BY MS. SAMUELS:</p> <p>6 Q Have you ever engaged in misconduct in the</p> <p>7 course and scope of your duties as a Chicago Police</p> <p>8 Officer?</p> <p>9 MS. STALF: Objection. Form. Foundation.</p> <p>10 MS. ADEEYO: Join.</p> <p>11 THE WITNESS: Not that I recall.</p> <p>12 BY MS. SAMUELS:</p> <p>13 Q Did you ever work with Chicago Police Officer</p> <p>14 Jerome Finnegan?</p> <p>15 A Oh, I worked in the same unit with him, yes.</p> <p>16 And I've been on details with him, yes.</p> <p>17 MS. SAMUELS: Okay. No further questions.</p> <p>18 Thank you for your time, sir.</p> <p>19 THE WITNESS: Thank you.</p> <p>20 MS. STALF: Anybody else have any questions?</p> <p>21 MR. OBERT: No questions.</p> <p>22 MS. ADEEYO: None from us.</p> <p>23 MS. STALF: We don't have any questions</p> <p>24 either.</p> | <p style="text-align: right;">126</p> <p>1 We will reserve signature.</p> <p>2 (WHEREUPON, the deposition</p> <p>3 adjourned.)</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> |
| <p style="text-align: right;">127</p> <p>1 XAVIER WALKER,</p> <p>2 Plaintiff,</p> <p>3 vs.</p> <p>4 CITY OF CHICAGO, STANLEY SANDERS,</p> <p>5 MICHAEL PIETRYLA, DAVID WRIGHT,</p> <p>6 BRIAN HOLY, JOHN CRUZ, DONALD</p> <p>7 WOLVERTON, JOHN RIORDAN, ROBERT</p> <p>8 BARTIK, ANTHONY BRZENIAK, THOMAS</p> <p>9 MAHONEY, and COOK COUNTY,</p> <p>10 Defendant.</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p style="text-align: center;">C E R T I F I C A T E</p> <p>I, JOHN RIORDAN, do hereby certify that I</p> <p>have read the foregoing transcript in the</p> <p>above-entitled cause and do assert that this is my</p> <p>testimony except as I have so indicated on the errata</p> <p>sheets provided herein.</p> <p>_____</p> <p style="text-align: center;">JOHN RIORDAN</p> <p>No corrections (Please initial) _____</p> <p>Number of errata sheets submitted _____ (pages)</p> <p>SUBSCRIBED AND SWORN TO</p> <p>BEFORE ME THIS _____ DAY</p> <p>OF _____, 2022.</p> <p>_____</p> <p style="text-align: center;">NOTARY PUBLIC</p> | <p style="text-align: right;">128</p> <p>1 E R R A T A</p> <p>2 DEPOSITION OF: John Riordan</p> <p>3 DATE TAKEN: December 16, 2021</p> <p>4</p> <p>5 PAGE LINE</p> <p>6 ____ CHANGE: _____</p> <p>7 REASON: _____</p> <p>8 ____ CHANGE: _____</p> <p>9 REASON: _____</p> <p>10 ____ CHANGE: _____</p> <p>11 REASON: _____</p> <p>12 ____ CHANGE: _____</p> <p>13 REASON: _____</p> <p>14 ____ CHANGE: _____</p> <p>15 REASON: _____</p> <p>16 ____ CHANGE: _____</p> <p>17 REASON: _____</p> <p>18 ____ CHANGE: _____</p> <p>19 REASON: _____</p> <p>20 ____ CHANGE: _____</p> <p>21 REASON: _____</p> <p>22</p> <p>23 DEPONENT'S SIGNATURE _____</p> <p>24 DATE: _____</p> |

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1 **ERRATA**

2 **DEPOSITION OF: John Riordan**

3 **DATE TAKEN: December 16, 2021**

4

5 **PAGE LINE**

6 ____ **CHANGE:** _____

7 **REASON:** _____

8 ____ **CHANGE:** _____

9 **REASON:** _____

10 ____ **CHANGE:** _____

11 **REASON:** _____

12 ____ **CHANGE:** _____

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16 ____ **CHANGE:** _____

17 **REASON:** _____

18 ____ **CHANGE:** _____

19 **REASON:** _____

20 ____ **CHANGE:** _____

21 **REASON:** _____

22

23 **DEPONENT'S SIGNATURE** _____

24 **DATE:** _____

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1 **STATE OF ILLINOIS** }
 2 **COUNTY OF C O O K** }SS

3

4 **CERTIFICATE**

5

6 **The within and deposition was taken**

7 **before ADRIENNE M. LIGHTFOOT, Certified Shorthand**

8 **Reporter in the City of Chicago, County of Cook and**

9 **State of Illinois; and there were present at the**

10 **deposition Counsel as previously set forth?**

11 **The witness reserved signature.**

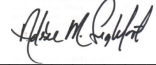
12 **The undersigned is not interested in the**

13 **within case nor of kin or counsel to any of the**

14 **parties.**

15 **IN TESTIMONY WHEREOF, I have hereunto**

16 **set my hand this 3rd day of June 2022.**

17 

18 _____

19 **ADRIENNE M. LIGHTFOOT**

20 **No. 084-004276**

21

22

23

24